

FIFTEENTH CONGRESS OF THE
REPUBLIC OF THE PHILIPPINES
First Regular Session

SENATE
OFFICE OF THE SECRETARY

10 JUL 27 P4 07

SENATE

Senate Bill No. 2156

RECEIVED BY: 

Introduced by SENATOR PIA S. CAYETANO

EXPLANATORY NOTE

This bill seeks to declare the Mt. Hilong-Hilong Range in the City of Butuan and in the Municipalities of Remedios T. Romualdez, Cabadbaran and Santiago, Agusan Del Norte as a protected area.

The Mt. Hilong- Hilong range is one of the very few remaining virgin forests and waterfalls in the country. An ecotourism site, Mt. Hilong-Hilong serves as a nesting place of the endangered Philippine Eagle, and the habitat of other wildlife flora and fauna. The range, a proclaimed watershed forest reserve, is the headwater of four major river systems in the Agusan Provinces. Aside from its biological significance, the Mt. Hilong- Hilong range is also the home and source of livelihood of Indigenous Peoples in the area.

This bill, therefore, seeks to declare the Mt. Hilong- Hilong Range as protected in order to protect it from indiscriminate exploitation and to be able to maintain its ecological balance and preserve its source of water supply.

Given the importance of biodiversity, it is deemed crucial that we act on these now to ensure that our children and the succeeding generations will inherit a living earth with all of its bountiful natural resources and vibrant wildlife.

In view of the foregoing, the passage of this measure is earnestly urged.


SENATOR PIA S. CAYETANO

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Senate Bill No. **2156**

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AN ACT
ESTABLISHING THE MT. HILONG-HILONG RANGE SITUATED IN THE CITIES OF BUTUAN AND CABADBARAN AND IN THE MUNICIPALITIES OF REMEDIOS T. ROMUALDEZ AND SANTIAGO IN THE PROVINCE OF AGUSAN DEL NORTE AS A PROTECTED LANDSCAPE PURSUANT TO RA 7586, PROVIDING FOR ITS MANAGEMENT, AND FOR OTHER PURPOSES

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

1 **SECTION 1. Title.** – This Act shall be known as the “Mt. Hilong-Hilong Range
2 Protected Landscape Act (MHHRPL) of 2010”.

3 **SECTION 2. Declaration of Policy.** – Cognizant of the unique biological resources
4 and the aesthetic, economic and ecological importance of MHHRPL, it is hereby
5 declared the policy of the State to protect and preserve its natural biodiversity and to
6 promote the welfare of the human communities therein, their culture and way of life
7 insofar as they are in harmony with nature. It shall further be the policy of the State to
8 promote the MHHRPL, with the end view of fostering widespread awareness and
9 concern for the same. Towards this end, the State shall undertake to carry out
10 comprehensive and holistic promotions, training and information campaign programs for
11 the benefit of the general public, in pursuance of the duty of the State to uphold the
12 primacy of protecting, preserving and promoting these resources.

13 Finally, it shall be the policy of the State to encourage the participation of the
14 private sector and the Local Government Units in the protection, preservation and
15 promotion of the MHHRPL.

16 **SECTION 3. Land Classification.** – All lands of the public domain comprising the
17 MHHRPL shall fall under the classification of National Park as provided for in the
18 Philippine Constitution.

19 **SECTION 4. Scope and Coverage.** – The MHHRPL is hereby declared a
20 protected area and categorized as a protected landscape pursuant to Republic Act No.
21 7586, otherwise known as the National Integrated Protected Areas Act System (NIPAS)
22 of 1992 or the NIPAS Act.

23 The boundaries of MHHRPL within the Cities of Butuan and Cabadbaran and in
24 the Municipalities of Remedios T. Romualdez, and Santiago all in the Province of

1 Agusan Del Norte, shall be more particularly described as follows:

2 "Beginning at Tie Point AGN 35 of PRS 92 located at Sitio Agay, Barangay Balang-
3 Balang, Municipality of Remedios T. Romualdez, Agusan del Norte, with the
4 coordinates of South 53°38' East and a distance of 7,567.97 meters to a point
5 designated as corner 1 located at the top of the ridge,

6	thence from corner 1,	N 39°23' W 309.63 meters to corner 2,
7	thence from corner 2,	N 56°39' E 202.54 meters to corner 3,
8	thence from corner 3,	N 29°22' E 133.12 meters to corner 4,
9	thence from corner 4,	N 04°51' E 612.17 meters to corner 5,
10	thence from corner 5,	N 43°09' E 257.51 meters to corner 6,
11	thence from corner 6,	N 02°56' W 270.12 meters to corner 7,
12	thence from corner 7,	N 52°58' E 282.61 meters to corner 8,
13	thence from corner 8,	N 77°34' E 250.39 meters to corner 9,
14	thence from corner 9,	S 82°25' E 223.65 meters to corner 10,
15	thence from corner 10,	S 87°04' E 334.71 meters to corner 11,
16	thence from corner 11,	N 72°48' E 342.11 meters to corner 12,
17	thence from corner 12,	N 23°43' E 258.07 meters to corner 13,
18	thence from corner 13,	N 59°46' E 281.37 meters to corner 14,
19	thence from corner 14,	N 75°32' E 338.56 meters to corner 15,
20	thence from corner 15,	N 84°00' E 237.77 meters to corner 16,
21	thence from corner 16,	S 85°35' E 496.31 meters to corner 17,
22	thence from corner 17,	S 74°09' E 292.27 meters to corner 18,
23	thence from corner 18,	N 89°20' E 153.26 meters to corner 19,
24	thence from corner 19,	N 36°56' E 285.02 meters to corner 20,
25	thence from corner 20,	N 43°13' E 447.79 meters to corner 21,
26	thence from corner 21,	N 10°01' E 395.13 meters to corner 22,
27	thence from corner 22,	N 41°12' E 365.72 meters to corner 23,
28	thence from corner 23,	N 72°07' E 350.13 meters to corner 24,
29	thence from corner 24,	N 40°38' E 423.84 meters to corner 25,
30	thence from corner 25,	N 42°32' E 185.69 meters to corner 26,
31	thence from corner 26,	N 05°08' E 382.30 meters to corner 27,
32	thence from corner 27,	N 04°01' W 418.07 meters to corner 28,
33	thence from corner 28,	N 04°24' W 313.87 meters to corner 29,
34	thence from corner 29,	N 53°39' E 212.76 meters to corner 30,
35	thence from corner 30,	N 18°47' E 312.59 meters to corner 31,
36	thence from corner 31,	N 24°07' W 252.12 meters to corner 32,
37	thence from corner 32,	N 10°21' W 139.78 meters to corner 33,
38	thence from corner 33,	N 27°43' E 101.27 meters to corner 34,

1 thence from corner 34, N 53°31' E 365.36 meters to corner 35,
 2 thence from corner 35, N 67°19' E 268.43 meters to corner 36,
 3 thence from corner 36, N 42°34' E 359.64 meters to corner 37,
 4 thence from corner 37, N 83°39' E 442.42 meters to corner 38,
 5 thence from corner 38, N 85°16' E 346.19 meters to corner 39,
 6 thence from corner 39, N 09°55' E 359.02 meters to corner 40,
 7 thence from corner 40, N 19°03' E 982.24 meters to corner 41,
 8 thence from corner 41, N 19°40' W 322.60 meters to corner 42,
 9 thence from corner 42, N 08°46' E 535.08 meters to corner 43,
 10 thence from corner 43, N 18°27' E 176.06 meters to corner 44,
 11 thence from corner 44, N 05°41' W 297.86 meters to corner 45,
 12 thence from corner 45, N 16°36' E 169.01 meters to corner 46,
 13 thence from corner 46, S 62°18' W 508.57 meters to corner 47,
 14 thence from corner 47, S 38°41' W 201.96 meters to corner 48,
 15 thence from corner 48, S 75°45' W 179.11 meters to corner 49,
 16 thence from corner 49, S 71°03' W 242.82 meters to corner 50,
 17 thence from corner 50, N 59°28' W 415.00 meters to corner 51,
 18 thence from corner 51, S 84°18' W 140.97 meters to corner 52,
 19 thence from corner 52, S 65°12' W 233.34 meters to corner 53,
 20 thence from corner 53, S 55°24' W 206.09 meters to corner 54,
 21 thence from corner 54, S 74°40' W 52.93 meters to corner 55,
 22 thence from corner 55, N 49°52' W 108.44 meters to corner 56,
 23 thence from corner 56, N 75°17' W 399.75 meters to corner 57,
 24 thence from corner 57, S 88°11' W 444.22 meters to corner 58,
 25 thence from corner 58, N 84°50' W 308.82 meters to corner 59,
 26 thence from corner 59, N 65°11' W 369.60 meters to corner 60,
 27 thence from corner 60, N 77°04' W 363.94 meters to corner 61,
 28 thence from corner 61, N 46°19' W 375.50 meters to corner 62,
 29 thence from corner 62, S 88°26' W 321.73 meters to corner 63,
 30 thence from corner 63, N 72°00' W 189.11 meters to corner 64,
 31 thence from corner 64, N 89°31' W 432.59 meters to corner 65,
 32 thence from corner 65, S 75°12' W 662.39 meters to corner 66,
 33 thence from corner 66, N 85°46' W 241.81 meters to corner 67,
 34 thence from corner 67, N 56°02' W 495.59 meters to corner 68,
 35 thence from corner 68, N 80°02' W 469.03 meters to corner 69,
 36 thence from corner 69, N 71°26' W 438.80 meters to corner 70,
 37 thence from corner 70, N 81°38' W 454.45 meters to corner 71,
 38 thence from corner 71, N 13°49' E 282.26 meters to corner 72,

1 thence from corner 72, N 05°43' W 411.35 meters to corner 73,
2 thence from corner 73, N 35°40' W 233.25 meters to corner 74,
3 thence from corner 74, N 30°57' E 195.47 meters to corner 75,
4 thence from corner 75, N 45°41' W 245.13 meters to corner 76,
5 thence from corner 76, N 69°32' W 382.99 meters to corner 77,
6 thence from corner 77, N 61°11' W 147.99 meters to corner 78,
7 thence from corner 78, N 39°13' W 353.49 meters to corner 79,
8 thence from corner 79, N 70°55' W 185.75 meters to corner 80,
9 thence from corner 80, N 60°16' W 292.68 meters to corner 81,
10 thence from corner 81, N 01°58' W 259.61 meters to corner 82,
11 thence from corner 82, N 38°56' E 240.60 meters to corner 83,
12 thence from corner 83, N 12°14' E 190.43 meters to corner 84,
13 thence from corner 84, N 52°00' W 359.24 meters to corner 85,
14 thence from corner 85, S 88°01' E 116.25 meters to corner 86,
15 thence from corner 86, S 58°03' E 189.34 meters to corner 87,
16 thence from corner 87, S 73°35' E 196.15 meters to corner 88,
17 thence from corner 88, N 88°06' E 269.32 meters to corner 89,
18 thence from corner 89, N 81°47' E 162.32 meters to corner 90,
19 thence from corner 90, N 57°21' E 698.90 meters to corner 91,
20 thence from corner 91, N 56°36' E 402.94 meters to corner 92,
21 thence from corner 92, N 45°30' E 410.87 meters to corner 93,
22 thence from corner 93, N 41°58' E 303.75 meters to corner 94,
23 thence from corner 94, N 33°23' E 329.24 meters to corner 95,
24 thence from corner 95, N 27°19' E 238.42 meters to corner 96,
25 thence from corner 96, N 39°23' E 309.63 meters to corner 97,
26 thence from corner 97, N 12°45' E 232.67 meters to corner 98,
27 thence from corner 98, N 52°21' E 139.23 meters to corner 99,
28 thence from corner 99, N 70°14' E 251.32 meters to corner 100,
29 thence from corner 100, N 43°44' E 356.61 meters to corner 101,
30 thence from corner 101, N 77°34' E 532.09 meters to corner 102,
31 thence from corner 102, N 63°17' E 213.35 meters to corner 103,
32 thence from corner 103, N 18°01' E 387.92 meters to corner 104,
33 thence from corner 104, S 86°56' W 320.62 meters to corner 105,
34 thence from corner 105, S 67°43' W 295.34 meters to corner 106,
35 thence from corner 106, N 64°36' W 183.16 meters to corner 107,
36 thence from corner 107, N 75°32' W 171.85 meters to corner 108,
37 thence from corner 108, N 14°15' W 340.46 meters to corner 109,
38 thence from corner 109, S 69°16' W 129.13 meters to corner 110,

1 thence from corner 110, S 41°19' W 242.66 meters to corner 111,
 2 thence from corner 111, S 39°23' W 309.63 meters to corner 112,
 3 thence from corner 112, S 53°27' W 354.90 meters to corner 113,
 4 thence from corner 113, S 14°43' W 222.88 meters to corner 114,
 5 thence from corner 114, S 15°29' W 304.38 meters to corner 115,
 6 thence from corner 115, S 10°47' W 324.36 meters to corner 116,
 7 thence from corner 116, S 19°43' W 360.72 meters to corner 117,
 8 thence from corner 117, S 57°52' W 211.15 meters to corner 118,
 9 thence from corner 118, N 62°56' W 342.93 meters to corner 119,
 10 thence from corner 119, N 46°50' W 176.75 meters to corner 120,
 11 thence from corner 120, N 26°41' W 194.13 meters to corner 121,
 12 thence from corner 121, N 69°18' W 287.71 meters to corner 122,
 13 thence from corner 122, N 14°29' W 186.09 meters to corner 123,
 14 thence from corner 123, N 50°12' W 318.31 meters to corner 124,
 15 thence from corner 124, S 84°39' W 455.92 meters to corner 125,
 16 thence from corner 125, S 50°12' W 319.73 meters to corner 126,
 17 thence from corner 126, N 88°39' W 154.49 meters to corner 127,
 18 thence from corner 127, S 53°08' W 163.15 meters to corner 128,
 19 thence from corner 128, 26°38' W 170.25 meters to corner 129,
 20 thence from corner 129, 89°48' W 197.88 meters to corner 130,
 21 thence from corner 130, 70°56' W 223.53 meters to corner 131,
 22 thence from corner 131, 41°46' W 331.44 meters to corner 132,
 23 thence from corner 132, 42°06' W 159.76 meters to corner 133,
 24 thence from corner 133, 44°40' W 155.89 meters to corner 134,
 25 thence from corner 134, 47°37' W 209.27 meters to corner 135,
 26 thence from corner 135, N 34°10' W 207.65 meters to corner 136,
 27 thence from corner 136, 88°36' E 332.20 meters to corner 137,
 28 thence from corner 137, 49°04' E 488.32 meters to corner 138,
 29 thence from corner 138, 18°19' E 325.79 meters to corner 139,
 30 thence from corner 139, N 60°11' E 98.09 meters to corner 140,
 31 thence from corner 140, S 88°21' E 353.61 meters to corner 141,
 32 thence from corner 141, 80°20' E 406.84 meters to corner 142,
 33 thence from corner 142, 40°47' E 314.74 meters to corner 143,
 34 thence from corner 143, N 17°42' E 307.20 meters to corner 144,
 35 thence from corner 144, N 28°26' E 494.33 meters to corner 145,
 36 thence from corner 145, N 33°34' E 474.59 meters to corner 146,
 37 thence from corner 146, N 59°44' E 277.96 meters to corner 147,
 38 thence from corner 147, N 08°25' E 307.10 meters to corner 148,

1 thence from corner 148, N 48°07' E 289.30 meters to corner 149,
 2 thence from corner 149, N 27°35' E 371.43 meters to corner 150,
 3 thence from corner 150, N 09°52' E 278.85 meters to corner 151,
 4 thence from corner 151, N 17°55' E 549.37 meters to corner 152,
 5 thence from corner 152, N 46°41' E 370.83 meters to corner 153,
 6 thence from corner 153, N 02°55' W 468.26 meters to corner 154,
 7 thence from corner 154, N 11°39' E 294.49 meters to corner 155,
 8 thence from corner 155, N 04°47' W 139.47 meters to corner 156,
 9 thence from corner 156, N 46°47' W 691.31 meters to corner 157,
 10 thence from corner 157, N 66°07' W 293.69 meters to corner 158,
 11 thence from corner 158, N 14°50' W 368.15 meters to corner 159,
 12 thence from corner 159, N 22°20' W 339.99 meters to corner 160,
 13 thence from corner 160, N 23°08' E 619.58 meters to corner 161,
 14 thence from corner 161, N 31°07' E 447.70 meters to corner 162,
 15 thence from corner 162, N 19°15' E 291.48 meters to corner 163,
 16 thence from corner 163, N 32°26' E 252.95 meters to corner 164,
 17 thence from corner 164, N 18°17' E 529.18 meters to corner 165,
 18 thence from corner 165, N 44°16' E 150.09 meters to corner 166,
 19 thence from corner 166, N 22°29' E 276.93 meters to corner 167,
 20 thence from corner 167, N 14°26' W 539.89 meters to corner 168,
 21 thence from corner 168, N 18°12' E 137.00 meters to corner 169,
 22 thence from corner 169, N 66°43' E 197.73 meters to corner 170,
 23 thence from corner 170, N 42°54' E 433.23 meters to corner 171,
 24 thence from corner 171, N 17°18' E 185.23 meters to corner 172,
 25 thence from corner 172 N 26°12' W 219.75 meters to corner 173,
 26 thence from corner 173, N 02°10' E 246.39 meters to corner 174,
 27 thence from corner 174, N 30°51' E 433.39 meters to corner 175,
 28 thence from corner 175, N 18°02' E 203.13 meters to corner 176,
 29 thence from corner 176, N 49°56' E 195.19 meters to corner 177,
 30 thence from corner 177, N 64°04' E 925.49 meters to corner 178,
 31 thence from corner 178, N 44°11' E 172.40 meters to corner 179,
 32 thence from corner 179, N 26°06' E 639.44 meters to corner 180,
 33 thence from corner 180, N 22°07' E 612.45 meters to corner 181,
 34 thence from corner 181, N 16°10' E 440.81 meters to corner 182,
 35 thence from corner 182, N 07°24' W 261.69 meters to corner 183,
 36 thence from corner 183, N 26°32' W 241.92 meters to corner 184,
 37 thence from corner 184, N 04°08' W 243.44 meters to corner 185,
 38 thence from corner 185, N 29°42' E 676.13 meters to corner 186,

1 thence from corner 186, N 53°35' E 108.69 meters to corner 187,
 2 thence from corner 187, N 80°10' E 345.04 meters to corner 188,
 3 thence from corner 188, N 59°24' E 372.34 meters to corner 189,
 4 thence from corner 189, N 48°18' E 198.50 meters to corner 190,
 5 thence from corner 190, N 67°19' E 436.59 meters to corner 191,
 6 thence from corner 191, N 61°52' E 140.95 meters to corner 192,
 7 thence from corner 192, N 25°33' E 198.23 meters to corner 193,
 8 thence from corner 193, N 52°20' E 445.23 meters to corner 194,
 9 thence from corner 194, N 30°22' E 594.63 meters to corner 195,
 10 thence from corner 195, N 08°51' E 388.26 meters to corner 196,
 11 thence from corner 196, N 42°00' E 233.95 meters to corner 197,
 12 thence from corner 197, S 72°38' E 238.23 meters to corner 198,
 13 thence from corner 198, S 59°49' E 541.07 meters to corner 199,
 14 thence from corner 199, S 53°40' E 337.79 meters to corner 200,
 15 thence from corner 200, S 64°29' E 516.40 meters to corner 201,
 16 thence from corner 201, S 47°45' E 831.23 meters to corner 202,
 17 thence from corner 202, S 06°24' E 645.21 meters to corner 203,
 18 thence from corner 203, S 21°05' E 145.25 meters to corner 204,
 19 thence from corner 204, S 41°12' E 417.95 meters to corner 205,
 20 thence from corner 205, S 01°19' E 201.86 meters to corner 206,
 21 thence from corner 206, S 10°55' E 719.33 meters to corner 207,
 22 thence from corner 207, S 11°34' E 521.48 meters to corner 208,
 23 thence from corner 208, S 16°37' E 378.22 meters to corner 209,
 24 thence from corner 209, S 88°52' E 430.44 meters to corner 210,
 25 thence from corner 210, S 73°11' E 451.34 meters to corner 211,
 26 thence from corner 211, S 57°01' E 483.65 meters to corner 212,
 27 thence from corner 212, S 29°15' W 224.88 meters to corner 213,
 28 thence from corner 213, S 07°48' E 592.26 meters to corner 214,
 29 thence from corner 214, S 10°30' E 715.18 meters to corner 215,
 30 thence from corner 215, S 07°55' E 444.51 meters to corner 216,
 31 thence from corner 216, S 29°39' W 562.17 meters to corner 217,
 32 thence from corner 217, S 07°59' E 146.49 meters to corner 218,
 33 thence from corner 218, S 29°13' E 424.51 meters to corner 219,
 34 thence from corner 219, S 36°42' E 800.26 meters to corner 220,
 35 thence from corner 220, S 78°48' E 264.43 meters to corner 221,
 36 thence from corner 221, S 43°04' E 420.29 meters to corner 222,
 37 thence from corner 222, N 89°50' E 447.04 meters to corner 223,
 38 thence from corner 223, S 68°24' E 115.33 meters to corner 224,

1 thence from corner 224, S 46°16' E 413.34 meters to corner 225,
 2 thence from corner 225, S 72°34' E 331.06 meters to corner 226,
 3 thence from corner 226, S 70°08' E 548.91 meters to corner 227,
 4 thence from corner 227, S 18°27' E 260.01 meters to corner 228,
 5 thence from corner 228, S 27°10' E 329.00 meters to corner 229,
 6 thence from corner 229, S 13°40' E 380.00 meters to corner 230,
 7 thence from corner 230, S 34°50' E 340.55 meters to corner 231,
 8 thence from corner 231, S 62°38' E 309.22 meters to corner 232,
 9 thence from corner 232, S 29°16' E 338.22 meters to corner 233,
 10 thence from corner 233, S 27°22' W 334.01 meters to corner 234,
 11 thence from corner 234, S 33°03' W 413.56 meters to corner 235,
 12 thence from corner 235, S 25°35' W 424.54 meters to corner 236,
 13 thence from corner 236, S 10°26' E 458.00 meters to corner 237,
 14 thence from corner 237, S 54°57' W 391.99 meters to corner 238,
 15 thence from corner 238, S 89°34' W 779.91 meters to corner 239,
 16 thence from corner 239, S 55°04' W 181.36 meters to corner 240,
 17 thence from corner 240, S 14°23' W 169.44 meters to corner 241,
 18 thence from corner 241, S 51°37' W 239.36 meters to corner 242,
 19 thence from corner 242, S 26°42' W 279.71 meters to corner 243,
 20 thence from corner 243, S 15°09' W 631.40 meters to corner 244,
 21 thence from corner 244, S 42°27' W 206.21 meters to corner 245,
 22 thence from corner 245, S 08°10' W 358.32 meters to corner 246,
 23 thence from corner 246, S 15°47' W 424.43 meters to corner 247,
 24 thence from corner 247, S 11°36' W 397.33 meters to corner 248,
 25 thence from corner 248, S 00°14' E 364.47 meters to corner 249,
 26 thence from corner 249, S 34°37' E 179.54 meters to corner 250,
 27 thence from corner 250, S 09°28' E 235.37 meters to corner 251,
 28 thence from corner 251, S 55°25' E 707.53 meters to corner 252,
 29 thence from corner 252, S 04°02' E 101.80 meters to corner 253,
 30 thence from corner 253, S 25°48' E 378.15 meters to corner 254,
 31 thence from corner 254, S 11°17' W 461.59 meters to corner 255,
 32 thence from corner 255, S 00°26' W 740.35 meters to corner 256,
 33 thence from corner 256, S 02°41' W 563.43 meters to corner 257,
 34 thence from corner 257, S 07°47' W 284.82 meters to corner 258,
 35 thence from corner 258, S 24°51' W 349.58 meters to corner 259,
 36 thence from corner 259, S 48°20' W 271.50 meters to corner 260,
 37 thence from corner 260, S 19°21' W 384.62 meters to corner 261,
 38 thence from corner 261, S 65°55' W 455.41 meters to corner 262,

1	thence from corner 262,	S 81°31' W 578.61 meters to corner 263,
2	thence from corner 263,	S 40°07' W 529.87 meters to corner 264,
3	thence from corner 264,	S 74°08' W 478.55 meters to corner 265,
4	thence from corner 265,	S 07°21' W 811.34 meters to corner 266,
5	thence from corner 266,	S 21°25' W 179.71 meters to corner 267,
6	thence from corner 267,	S 42°42' W 577.51 meters to corner 268,
7	thence from corner 268,	S 08°51' W 270.72 meters to corner 269,
8	thence from corner 269,	S 00°06' W 240.19 meters to corner 270,
9	thence from corner 270,	S 24°59' W 403.25 meters to corner 271,
10	thence from corner 271,	S 05°12' W 130.01 meters to corner 272,
11	thence from corner 272,	S 36°41' W 423.74 meters to corner 273,
12	thence from corner 273,	S 04°28' W 566.54 meters to corner 274,
13	thence from corner 274,	S 22°27' W 179.11 meters to corner 275,
14	thence from corner 275,	S 06°02' W 496.34 meters to corner 276,
15	thence from corner 276,	S 37°38' W 163.64 meters to corner 277,
16	thence from corner 277,	S 05°26' W 107.33 meters to corner 278,
17	thence from corner 278,	S 04°57' W 349.85 meters to corner 279,
18	thence from corner 279,	S 28°37' W 133.68 meters to corner 280,
19	thence from corner 280,	S 16°03' W 597.16 meters to corner 281,
20	thence from corner 281,	S 57°31' W 145.38 meters to corner 282,
21	thence from corner 282,	S 19°24' W 200.36 meters to corner 283,
22	thence from corner 283,	S 07°34' W 406.83 meters to corner 284,
23	thence from corner 284,	S 06°29' W 172.96 meters to corner 285,
24	thence from corner 285,	S 21°56' W 291.81 meters to corner 286,
25	thence from corner 286,	S 55°15' W 445.15 meters to corner 287,
26	thence from corner 287,	S 16°21' W 449.90 meters to corner 288,
27	thence from corner 288,	S 61°21' W 377.99 meters to corner 289,
28	thence from corner 289,	S 26°51' W 301.36 meters to corner 290,
29	thence from corner 290,	S 64°41' W 468.77 meters to corner 291,
30	thence from corner 291,	S 25°29' W 325.97 meters to corner 292,
31	thence from corner 292,	S 63°56' W 174.41 meters to corner 293,
32	thence from corner 293,	S 82°18' W 354.84 meters to corner 294,
33	thence from corner 294,	S 64°29' W 313.10 meters to corner 295,
34	thence from corner 295,	S 22°06' W 406.53 meters to corner 296,
35	thence from corner 296,	S 11°30' W 614.22 meters to corner 297,
36	thence from corner 297,	S 40°32' W 547.81 meters to corner 298,
37	thence from corner 298,	S 09°17' W 212.83 meters to corner 299,
38	thence from corner 299,	S 53°47' W 202.82 meters to corner 300,

1 thence from corner 300, S 85°12' W 342.42 meters to corner 301,
2 thence from corner 301, S 66°51' W 457.85 meters to corner 302,
3 thence from corner 302, S 52°00' W 267.61 meters to corner 303,
4 thence from corner 303, S 82°01' W 125.31 meters to corner 304,
5 thence from corner 304, S 85°08' W 369.85 meters to corner 305,
6 thence from corner 305, S 61°30' W 514.79 meters to corner 306,
7 thence from corner 306, S 79°58' W 271.64 meters to corner 307,
8 thence from corner 307, S 54°55' W 188.92 meters to corner 308,
9 thence from corner 308, S 10°51' W 182.82 meters to corner 309,
10 thence from corner 309, S 39°11' W 568.41 meters to corner 310,
11 thence from corner 310, S 53°29' W 246.64 meters to corner 311,
12 thence from corner 311, S 32°58' W 484.08 meters to corner 312,
13 thence from corner 312, S 02°44' W 62.47 meters to corner 313,
14 thence from corner 313, S 45°01' W 1017.83 meters to corner 314,
15 thence from corner 314, S 08°15' W 307.78 meters to corner 315,
16 thence from corner 315, S 27°55' W 263.42 meters to corner 316,
17 thence from corner 316, S 03°36' W 182.35 meters to corner 317,
18 thence from corner 317, S 43°57' W 160.41 meters to corner 318,
19 thence from corner 318, S 05°24' W 307.63 meters to corner 319,
20 thence from corner 319, S 22°55' W 291.20 meters to corner 320,
21 thence from corner 320, S 16°03' W 486.45 meters to corner 321,
22 thence from corner 321, S 28°51' W 564.97 meters to corner 322,
23 thence from corner 322, S 16°34' W 552.02 meters to corner 323,
24 thence from corner 323, S 22°22' W 547.77 meters to corner 324,
25 thence from corner 324, S 76°50' W 176.00 meters to corner 325,
26 thence from corner 325, S 70°08' W 449.70 meters to corner 326,
27 thence from corner 326, S 79°14' W 485.60 meters to corner 327,
28 thence from corner 327, S 58°02' W 317.04 meters to corner 328,
29 thence from corner 328, S 85°37' W 646.85 meters to corner 329,
30 thence from corner 329, N 29°43' W 273.48 meters to corner 330,
31 thence from corner 330, N 07°29' W 838.64 meters to corner 331,
32 thence from corner 331, N 09°30' W 574.42 meters to corner 332,
33 thence from corner 332, N 39°11' W 373.14 meters to corner 333,
34 thence from corner 333, N 12°29' W 392.40 meters to corner 334,
35 thence from corner 334, N 26°51' W 264.99 meters to corner 335,
36 thence from corner 335, N 28°14' W 423.96 meters to corner 336,
37 thence from corner 336, N 71°42' W 311.37 meters to corner 337,
38 thence from corner 337, N 78°44' W 425.65 meters to corner 338,

1 thence from corner 338, S 72°50' W 204.91 meters to corner 339,
 2 thence from corner 339, N 41°58' W 311.57 meters to corner 340,
 3 thence from corner 340, N 56°35' W 469.73 meters to corner 341,
 4 thence from corner 341, N 44°15' W 272.10 meters to corner 342,
 5 thence from corner 342, S 56°22' W 444.90 meters to corner 343,
 6 thence from corner 343, N 54°22' W 258.86 meters to corner 344,
 7 thence from corner 344, S 58°13' W 488.38 meters to corner 345,
 8 thence from corner 345, N 77°11' W 466.33 meters to corner 346,
 9 thence from corner 346, N 68°39' W 259.79 meters to corner 347,
 10 thence from corner 347, N 32°15' W 292.70 meters to corner 348,
 11 thence from corner 348, N 39°44' W 315.87 meters to corner 349,
 12 thence from corner 349, N 19°18' W 341.43 meters to corner 350,
 13 thence from corner 350, N 11°41' W 164.88 meters to corner 351,
 14 thence from corner 351, N 89°21' W 452.86 meters to corner 352,
 15 thence from corner 352, N 08°18' E 165.48 meters to corner 353,
 16 thence from corner 353, N 07°03' E 287.08 meters to corner 354,
 17 thence from corner 354, N 44°22' W 177.71 meters to corner 355,
 18 thence from corner 355, S 77°03' W 448.16 meters to corner 356,
 19 thence from corner 356, N 19°04' W 649.79 meters to corner 357,
 20 thence from corner 357, S 88°49' E 239.85 meters to corner 358,
 21 thence from corner 358, N 54°17' E 237.28 meters to corner 359,
 22 thence from corner 359, N 33°31' E 263.21 meters to corner 360,
 23 thence from corner 360, N 34°51' W 291.57 meters to corner 361,
 24 thence from corner 361, N 34°52' E 350.13 meters to corner 362,
 25 thence from corner 362, N 34°51' E 443.10 meters to corner 363,
 26 thence from corner 363, N 02°03' W 348.64 meters to corner 364,
 27 thence from corner 364, N 84°57' E 372.67 meters to corner 365,
 28 thence from corner 365, S 70°34' E 372.33 meters to corner 366,
 29 thence from corner 366, S 59°40' E 200.87 meters to corner 367,
 30 thence from corner 367, N 21°16' E 264.51 meters to corner 368,
 31 thence from corner 368, S 70°01' E 246.75 meters to corner 369,
 32 thence from corner 369, N 26°19' E 299.39 meters to corner 370,
 33 thence from corner 370, N 58°42' E 338.57 meters to corner 371,
 34 thence from corner 371, N 29°33' W 168.63 meters to corner 372,
 35 thence from corner 372, N 83°11' W 218.83 meters to corner 373,
 36 thence from corner 373, N 59°02' W 148.35 meters to corner 374,
 37 thence from corner 374, S 34°54' W 327.96 meters to corner 375,
 38 thence from corner 375, S 73°27' W 332.06 meters to corner 376,

1 thence from corner 376, S 68°32' W 153.15 meters to corner 377,
 2 thence from corner 377, N 75°37' W 409.69 meters to corner 378,
 3 thence from corner 378, S 55°01' W 382.28 meters to corner 379,
 4 thence from corner 379, N 17°49' W 292.96 meters to corner 380,
 5 thence from corner 380, N 15°00' W 210.19 meters to corner 381,
 6 thence from corner 381, N 16°52' E 327.39 meters to corner 382,
 7 thence from corner 382, N 13°09' W 187.78 meters to corner 383,
 8 thence from corner 383, N 63°49' W 240.20 meters to corner 384,
 9 thence from corner 384, S 69°59' W 213.84 meters to corner 385,
 10 thence from corner 385, S 19°01' W 301.31 meters to corner 386,
 11 thence from corner 386, S 12°38' E 360.31 meters to corner 387,
 12 thence from corner 387, S 39°55' W 713.92 meters to corner 1.

13 MHRPL shall cover an area of Twenty-Five Thousand, Eight Hundred and Thirty-
 14 Three (25,833) hectares.

15 The DENR- National Mapping and Resource Information Authority (NAMRIA) shall
 16 validate the technical descriptions provided in this Act through ground
 17 survey/demarcation and shall create appropriate maps therefor. Any modification of the
 18 coverage of this Act due to such factors as changing ecological situations, new scientific
 19 or archeological findings, or discovery of traditional boundaries not previously taken into
 20 account shall be made through an act of Congress, after consultation with the affected
 21 public and concerned government agencies.

22 **SECTION 5. Definition of Terms.** – For purposes of this Act, the following terms
 23 shall be defined as follows:

24 (a) “Ancestral Domain” refers to all areas generally belonging to Indigenous
 25 Cultural Communities or Indigenous People (ICCs/IPs) comprising lands, inland waters,
 26 coastal areas, and natural resources therein, held under a claim of ownership, occupied
 27 or possessed by the ICCs/IPs, by themselves or thru their ancestors, communally or
 28 individually since time immemorial, continuously to the present except if interrupted by
 29 war, *force majeure* or displacement by force, deceit, stealth or as a consequence of
 30 government projects or any other voluntary dealings entered into by government or
 31 public individuals/corporations, and which are necessary to ensure their economic,
 32 social and cultural welfare. It shall include ancestral lands, forests, pasture, residential,
 33 agricultural, and other lands individually owned whether alienable and disposable or
 34 otherwise, hunting grounds, burial grounds, worship areas, bodies of water, mineral and
 35 other natural resources, and lands which may no longer be exclusively occupied by
 36 ICCs/IPs but from which they traditionally had access to for their subsistence and
 37 traditional activities, particularly the home ranges of ICCs/IPs who are still nomadic
 38 and/or shifting cultivators;

1 (b) "Biodiversity" refers to the variety and variability among living organisms and the
2 ecological complexes in which said organisms occur;

3 (c) "Biological Resources" include genetic resources, organisms or parts thereof,
4 population, or any other biotic component of ecosystems with actual or potential use or
5 value for humanity;

6 (d) "Bioprospecting" means the research, collection and utilization of biological and
7 genetic resources for purposes of applying the knowledge derived therefrom solely for
8 commercial purposes;

9 (e) "By-products or Derivatives" mean any part taken or substance extracted from
10 wildlife, in raw or in processed form. This includes stuffed animals and herbarium
11 specimens;

12 (f) "Collection or collecting" refers to the act of gathering or harvesting wildlife, its
13 by-products or derivatives;

14 (g) "Conservation" means sustainable utilization of wildlife, and/or maintenance,
15 restoration and enhancement of the habitat;

16 (h) "Ecosystem" means the dynamic complex of plant, animal and micro-organism
17 communities and their non-living environment interacting as a functional unit;

18 (i) "Endangered Species" refer to species or subspecies of flora and fauna that is
19 not critically endangered but whose survival in the wild is unlikely if the causal factors
20 continue operating;

21 (j) "Endemic Species" refer to species or subspecies of flora and fauna which is
22 naturally occurring and found only within specific areas in the country;

23 (k) "Exotic Species" refer to species or subspecies of flora and fauna which do not
24 naturally occur within the protected area at present or in historical time;

25 (l) "Habitat" means a place or type of environment where a species or subspecies
26 naturally occurs or has naturally established its population;

27 (m) "Hunting" refers to collection of wild fauna for food and/or recreational
28 purposes with the use of weapons such as guns, bow and arrow, spear and the like;

29 (n) "Indigenous Cultural Communities or Indigenous People (ICCs/IPs)" refer to a
30 group of people or homogenous societies identified by self-ascription and ascription by
31 others, who have continuously lived as organized community on communally bounded
32 and defined territory, and who have, under claims of ownership since time immemorial,
33 occupied, possessed and utilized such territories, sharing common bonds of language,
34 customs, traditions and other distinctive cultural traits, or who have, through resistance
35 to political, social and cultural inroads of colonization, non-indigenous religions and
36 cultures, became historically differentiated from the majority of Filipinos. IPs shall
37 likewise include peoples who are regarded as indigenous on account of their descent
38 from the populations which inhabited the country, at the time of conquest or

1 colonization, or at the time of inroads of non-indigenous religions and cultures, or the
2 establishment of present state boundaries, who retain some or all of their own social,
3 economic, cultural and political institutions, but who may have been displaced from their
4 traditional domains or who may have resettled outside their ancestral domains;

5 (o) "Management Board" refers to the Management Board of Mt. Hilong- Hilong
6 Range Protected Landscape;

7 (p) "Management Plan" refers to the fundamental plan, strategy and/or scheme
8 which shall guide all activities relating to the MHHRPL in order to attain the objectives of
9 this Act;

10 (q) "MHHRPL" refers to the Mt. Hilong- Hilong Range Protected Landscape;

11 (r) "Mineral" refers to all naturally occurring inorganic substance in solid, gas,
12 liquid, or any intermediate state including energy materials such as coal, petroleum,
13 natural gas, radioactive materials, and geothermal energy;

14 (s) "Multiple-Use Zone" refer to an area where settlement, traditional and/or
15 sustainable land use, including agriculture, agro-forestry, extraction activities and other
16 income generating or livelihood activities, may be allowed to the extent prescribed in the
17 management plan;

18 (t) "Mt. Hilong-Hilong Range Protected Landscape (MHHRPL) Fund" refers to the
19 revolving fund to be established for the purpose of financing projects in the MHHRPL.

20 (u) "National Integrated Protected Areas System (NIPAS)" refers to the
21 classification and administration of all designated protected areas to maintain essential
22 ecological processes and life-support systems, to preserve genetic diversity, to ensure
23 sustainable use of resources found therein, and to maintain their natural conditions to
24 the greatest extent possible.

25 (v) "National Park" refers to the land of the public domain classified as such in the
26 1987 Constitution which include all areas under the National Integrated Protected Areas
27 System (NIPAS) pursuant to R.A. 7586 primarily designated for the conservation of
28 native plants and animals, their associated habitats and cultural diversity.

29 (w) "Non-Governmental Organization (NGO)" refers to an agency, institution,
30 foundation or a group of persons whose purpose is to assist people's
31 organizations/associations in various ways including, but not limited to, organizing,
32 education, training, research and/or resource accessing.

33 (x) "People's Organization (PO)" refers to a group of organized migrant
34 communities and/or interested indigenous peoples which may be an association,
35 cooperative, federation, or other legal entity, established to undertake collective action
36 to address community concerns and needs, and mutually share the benefits of the
37 endeavor.

1 (y) "Protected Area (PA)" refers to identified portions of land and/or water set aside
2 by reason of their unique physical and biological significance, managed to enhance
3 biological diversity and protected against destructive human exploitation.

4 (z) "Protected Area Management Board (PAMB)" refers to a multi-sectoral policy-
5 making body for protected areas created in accordance with RA 7586 or the NIPAS Act
6 of 1992.

7 (aa) "Protected Area Superintendent (PASu)" refers to the chief operating DENR
8 officer of the MHHRPL.

9 (bb) "Protected Landscape" refers to an area of national significance which are
10 characterized by the harmonious⁴ interaction of man and land while providing
11 opportunities for public enjoyment through recreation and tourism within the normal
12 lifestyle and economic activity of these areas.

13 (cc) "Quarrying" means the process of extracting, removing and disposing quarry
14 resources found on or underneath the surface of private or public land.

15 (dd) "Strict Protection Zone" refers to a natural area with high biodiversity value
16 which shall be closed to all human activity, except for scientific studies and/or
17 ceremonial or religious use by the indigenous cultural communities/indigenous peoples;
18 may include habitats of threatened species, or degraded areas that have been
19 designated for restoration and subsequent protection, even if these areas are still in
20 various stages of regeneration.

21 (ee) "Sustainable Use" means the use of components of biological diversity in a
22 way and rate that does not lead to the long-term decline of biological diversity, thereby
23 maintaining its potential to meet the needs and aspirations of present and future
24 generations.

25 (ff) "Tenured Migrants" refers to occupants who have actually and continuously
26 occupied a portion of the MHHRPL and are solely dependent therein for subsistence. A
27 MHHRPL occupant is understood to be solely dependent for subsistence when
28 everything indispensable for survival for the household, including food, clothing, shelter
29 and health, comes only from the utilization of resources from the MHHRPL.

30 (gg) "Wildlife" means wild forms and varieties of flora and fauna, in all
31 developmental stages, including those which are in captivity or are being bred or
32 propagated.

33 **SECTION 6.** *Management of the Mt. Hilong-Hilong Range Protected*
34 *Landscape*– There is hereby created a Management Board which shall have
35 jurisdiction, power and authority over the MHHRPL for all matters that may affect
36 biodiversity conservation, protection and sustainable development. It shall be composed
37 of:

38 (1) the Regional Executive Director (RED) of the DENR Region XIII (CARAGA), as

1 Chairperson;

2 (2) the Provincial Governor of the Province of Agusan del Norte, or his duly
3 designated representative, as Co-Chairperson;

4 (3) the Provincial Planning and Development Officer (PPDO) of the Province of
5 Agusan del Norte, as member;

6 (4) The Mayors of the Cities of Butuan and Cabadbaran and the Municipalities of
7 Remedios T. Romualdez and Santiago or their duly designated representatives; as
8 members;

9 (5) the Chairperson of Committee on Environment of the Sangguniang
10 Panlalawigan of Agusan del Norte, as member;

11 (6) One (1) representative from each barangay covering the MHHRPL, as
12 members;

13 (7) One (1) representative from each tribal community residing within the
14 MHHRPL, as members;

15 (8) At least three (3) representatives from local non government organizations
16 (NGOs) with stakes in the MHHRPL, chosen from among themselves, as members;

17 (9) At least two (2) representatives from local people's organizations (POs) with
18 stakes in the MHHRPL, chosen from among themselves, as members;

19 (10) One representative from each government agency involved in the MHHRPL
20 management, as members;

21 (11) One representative from the academe involved in MHHRPL, as member.

22 Each member of the Management Board shall serve for a term of five (5) years
23 and shall be considered to represent his or her sector and deemed to carry the vote of
24 such sector in all matters. In the case of members who are local government officials,
25 their appointment shall be co-terminus with their term of office.

26 The members of the Management Board shall be appointed by the Secretary of the
27 DENR in conformity with the provisions of the NIPAS Act. As a transitory provision, the
28 initial members of the Management Board shall be nominated from the current
29 members of the interim Management Board. *Provided*, That at least one- third (1/3) of
30 the members shall be women.

31 In the selection of the representatives of POs and NGOs, preference shall be
32 accorded to those organizations that are involved in the conservation, protection and
33 development of the MHHRPL. Representation shall be by institution and shall aim to
34 achieve balance in representation by geographic location or areas.

35 The representatives from the Local Government Units (LGUs) and national
36 agencies in the Management Board shall include among their duties, the duty to inform
37 their respective constituents, office or sector, of the Management Board approved

1 and/or other relevant policies, rules, regulations, programs, and projects of the
2 Management Board, and to ensure that the provisions of this Act, NIPAS Act and its
3 Implementing Rules and Regulations are observed, complied with, and used as
4 reference and framework in their respective plans, policies, programs and projects.
5 Failure to comply with the foregoing shall subject such representative to disciplinary
6 action as the Management Board may provide.

7 The members of the Board shall not receive any salary but shall be entitled to
8 reimbursements to actual and necessary expenses incurred, either in their attendance
9 in meeting of the Board or in connection with other official business authorized by a
10 resolution of the Board, subject to existing rules and regulations.

11 **SECTION 7. Powers and Functions of the Management Board.** – The
12 Management Board, which shall decide by consensus or majority vote, shall have the
13 following powers and functions in addition to those provided in the NIPAS Act and its
14 Implementing Rules and Regulations:

15 (a) Issue rules and regulations to prohibit acts that may be prejudicial to the
16 MHHRPL and to the declaration of policy set forth under the NIPAS Act;

17 (b) Issue rules and regulations for the resolution of conflicts through appropriate
18 and effective means;

19 (c) Adopt rules and procedures in the conduct of business, including the creation of
20 committees to which its powers may be delegated;

21 (d) Approve the management plan and oversee the office of the Protected Area
22 Superintendent (PASu);

23 (e) Establish criteria and set fees for the issuance of permits for activities regulated
24 by this Act or the management plan;

25 (f) Recommend the deputation of appropriate individuals, including local
26 community leaders, for the enforcement of the laws, rules and regulations governing the
27 conduct or management of the MHHRPL;

28 (g) Approve fees and charges in accordance with existing rules and raise funds for
29 the MHHRPL;

30 (h) Report to the DENR, on a quarterly basis, the status of the implementation of
31 this Act, with emphasis on the disbursement of funds appropriated for the execution of
32 the various policies and programs' hereunder, and on the status of cases for the
33 prosecution of the violations of this Act;

34 (i) Formulate programs for the promotion, training and information dissemination
35 pertaining to the MHHRPL and its significance as a vital natural resource of the country;

36 (j) Manage the allocation of the MHHRPL Fund, and other funds for the protected
37 landscape, ensure their proper administration and render accounting; and

38 (k) Recommend appropriate policy reforms to the DENR and other government

1 authorities.

2 The DENR, through the Regional Executive Director (RED), shall ensure that the
3 Management Board acts within the scope of its powers and functions. In case of conflict
4 between Administrative Orders issued by the DENR pursuant to the NIPAS Act and the
5 resolutions issued by the Management Board, such conflict shall be referred by
6 Management Board to the Secretary of the DENR who shall decide whether to apply the
7 rule or withdraw its application in the MHRPL.

8 **SECTION 8.** *Protected Area Superintendent (PASu) Office.* – There is hereby
9 established a PASu office in charge of the implementation of the projects, programs and
10 policies for the management, protection and administration of the MHRPL. It shall be
11 headed by a Protected Area Superintendent (PASu) and shall be supported by the
12 existing personnel of the DENR. The PASu shall be the Chief Operating DENR Officer
13 of the MHRPL and shall be accountable to the Regional Executive Director (RED) of
14 the DENR-Region XII and to the Management Board.

15 The PASu shall have full responsibility for the protection of land, water, wildlife and
16 other natural physical and biological resources within the MHRPL. As such, the PASu
17 shall have the following duties and responsibilities in addition to those provided under
18 the NIPAS Act and its Implementing Rules and Regulations:

19 (1) Establish, operate, and maintain a database management system as a decision
20 support tool;

21 (2) Initiate the preparation of the management plan as herein defined;

22 (3) Provide a secretariat for the Management Board and supply the Management
23 Board with all the necessary information to make appropriate decisions for the
24 implementation of this Act;

25 (4) Enforce the laws, rules and regulations relevant to the MHRPL, institute and
26 file legal action independently or in collaboration with other government agencies or
27 organizations and assist in the prosecution of offenses committed in violation of this Act;

28 (5) Monitor all activities within the MHRPL to ensure its conformity with the
29 management plan;

30 (6) Ensure the integration of the MHRPL management policies, regulations,
31 programs and projects in all concerned national and local government unit levels;

32 (7) Report to the DENR, on a quarterly basis, the status of the implementation of
33 this Act, with emphasis on the disbursement of funds appropriated for the execution of
34 the various policies and programs hereunder, and on the status of cases for the
35 prosecution of the violations of this Act;

36 (8) Formulate programs for the promotion, training and information dissemination
37 pertaining to the MHRPL and its significance as a vital natural resource of the country;

1 (9) Recommend the issuance of permits based on terms, conditions and criteria
2 established by the Management Board; and

3 (10) Perform such other functions as the Management Board may delegate.

4 The PASu shall be supported by a sufficient number of personnel who shall be
5 performing day to day management, protection and administration of MHHRPL. Upon
6 the recommendation of the Management Board, the DENR-RED shall deputize local
7 community leaders and environment and natural resource officers.

8 **SECTION 9.** *Mt. Hilong-Hilong Range Protected Landscape (MHHRPL) Fund.* –

9 There is hereby established a revolving fund to be known as the MHHRPL Fund for
10 purposes of financing projects of the MHHRPL. Income shall be derived from
11 visitor/tourist fees, fees from permitted sale and export of flora and fauna and other
12 resources from the MHHRPL, proceeds from registration and lease of multiple-use
13 areas, including tourism concessions, fees, proceeds and contributions from industries
14 and facilities directly benefiting from the protected landscape, and such other fees and
15 income derived from the operation of the protected landscape. *Provided,* That the
16 seventy-five (75%) percent shall be set aside and retained by the Management Board
17 which shall appropriate the same exclusively for the management and operation of the
18 MHHRPL. *Provided, further,* that the remaining twenty-five (25%) shall be remitted to
19 the Integrated Protected Areas Fund (IPAF).

20 The MHHRPL Fund may be augmented by grants, donations, endowment from
21 various sources, domestic or foreign, for purposes related to their functions: *Provided,*
22 That disbursements therefrom shall be made solely for the protection, maintenance,
23 administration and management of the system, and duly approved projects endorsed by
24 the Management Board in accordance with existing accounting and budgeting rules and
25 regulations: *Provided, Further,* That the Fund shall not be used to cover personal
26 services expenditures.

27 The LGUs shall continue to impose and collect all other fees not enumerated
28 herein which they have traditionally collected, such as business permits, and rentals of
29 LGUs' facilities: *Provided,* That the LGUs shall not impose property tax and issue tax
30 declaration for areas or properties located in timberland areas or areas previously
31 classified as national parks. Furthermore, LGUs may charge add-ons to fees imposed
32 by the Management Board: *Provided,* That such add-ons shall be determined based on
33 the contribution of the LGUs in the maintenance and protection of the MHHRPL.

34 **SECTION 10.** *Tenured Migrants and Other MHHRPL Occupants.* – Tenured

35 migrants shall be eligible become stewards of portions of lands within allowable zones.
36 The Management Board shall identify, verify and review all tenurial instruments, land
37 claims, and issuances of permits for resource use within the MHHRPL and recommend
38 the issuance of the appropriate tenurial instrument consistent with the zoning provided

1 in the management plan.

2 Should areas occupied by tenured migrants be designated as zones in which no
3 occupation or other activities are allowed pursuant to the attainment of sustainable
4 development, provision for the transfer of said tenured migrants to multiple-use zones or
5 buffer zones shall be accomplished through just and humane means.

6 In the event of termination of a tenurial instrument for cause or by voluntary
7 surrender of rights, the PASu shall take immediate steps to rehabilitate the area in order
8 to return it to its natural state prior to the cultivation or other act by the tenured migrant.

9 Other MHHRPL occupants who do not qualify as tenured migrants shall be
10 resettled outside the MHHRPL as determined by the Management Board. The
11 Management Board shall determine, plan and implement a definite schedule for
12 resettling them outside of the MHHRPL following the procedures set forth by existing
13 law.

14 **SECTION 11. *Indigenous People's Rights.*** – Ancestral domain and other
15 customary rights and interests of indigenous communities within the MHHRPL shall be
16 accorded due recognition. The preservation of ancestral domain and customary rights
17 shall be considered as one of the management objectives. The maintenance,
18 management and development of ancestral domains which are found to be necessary
19 for protected areas will be pursuant to Section 58 of Republic Act No. 8371, otherwise
20 known as the "The Indigenous Peoples Rights Act of 1997 (IPRA)".

21 The identification, delineation and recognition of ancestral domain claims within the
22 MHHRPL shall be conducted by the National Commission on Indigenous Peoples
23 (NCIP) pursuant to the provisions, the IPRA, and its Implementing Rules and
24 Regulations, in coordination with the Management Board.

25 **SECTION 12. *Existing Facilities Within the Mt. Hilong-Hilong Range Protected***
26 ***Landscape.*** – Within sixty (60) days from the effectivity of this Act, existing facilities
27 such as roads, buildings, water systems, transmission lines, communication facilities,
28 heavy equipment, and irrigation facilities existing within the boundaries of the MHHRPL
29 shall submit project description to the Management Board through the PASu.

30 The Management Board, with the assistance of the DENR, shall determine
31 whether the existence of such facility and its future plan and operations will be
32 detrimental to the MHHRPL or whether conditions for its operation shall be imposed. If
33 any such conditions are violated, the owner of the facility shall be liable to pay a fine of
34 Five Thousand Pesos (P5,000.00) for every violation. Upon reaching a total fine of Five
35 Hundred Thousand Pesos (P500,000.00), the Management Board through the PASu
36 and deputizing other government entities, shall cause the cessation and demolition of
37 the facility at the cost of its owner.

38 Existing facilities allowed to remain within the MHHRPL may be charged a

1 reasonable royalty by the Management Board. All income from such royalty shall accrue
2 to the MHHRPL Fund.

3 **SECTION 13. *Renewable and Non-Renewable Resources.*** – Any exploitation of or
4 utilization of nonrenewable resources within the MHHRPL shall not be allowed.
5 Renewable Energy projects, within the protected landscape shall be permitted only
6 through an act of Congress except energy from wind, sun, and water sources and not
7 more than one (1) megawatt capacity for mini-hydro power: *Provided*, That these
8 renewal energy projects are established outside the strict protection zone, adopt
9 reduced impact technologies, and undergo the Environmental Impact Assessment (EIA)
10 system as *provided* by law: *Provided, Further*, that the Management Board
11 endorsement has been obtained.

12 **SECTION 14. *Special Prosecutor and Retained Counsel.*** – Within thirty (30) days
13 from the effectivity of this Act, the Department of Justice (DOJ) shall appoint a special
14 prosecutor to whom all cases of violation of laws, rules and regulations in the MHHRPL
15 shall be assigned. Such Special Prosecutor shall coordinate with the Management
16 Board and the PASu in the performance of his/her duties and assist in the training of
17 wardens and rangers in arrest and other criminal procedures. The Management Board
18 may retain the services of a counsel to prosecute and/or assist in the prosecution of
19 cases under the direct control and supervision of the regular or special prosecutor and
20 to defend the members of the Management Board, the PASu and the staff, or any
21 person assisting in the protection, conservation and sustainable development of the
22 MHHRPL, against any legal action related to their powers, functions and responsibilities
23 as provided in this Act or as delegated or tasked by the Management Board.

24 **SECTION 15. *Prohibited Acts and Penalties.*** – The following shall be the
25 prohibitions and penalties applicable to the MHHRPL, in addition to the prohibited acts
26 as provided in the NIPAS Act and its Implementing Rules and Regulations:

27 (1) The penalties and qualifications prescribed in Articles 309 and 310 of the
28 Revised Penal Code depending on the value of the resources involved in connection
29 with the prohibited act and/or a fine at least triple the value of the said resources shall
30 be imposed on any person who:

31 (a) Takes, destroys, collects, disturbs or possesses any wild terrestrial or aquatic
32 plants, animals, flora or fauna, sand, rocks or by-products derived therefrom, within
33 particularly identified regulated or prohibited areas zones in the MHHRPL including
34 private lands without the necessary permit, authorization or exemption, *Provided*, That
35 the hunting of animals shall be absolutely prohibited except for scientific research and
36 for traditional hunting by the IPs/ICCs;

37 (b) Cuts, gathers, removes or collects timber or any forest products, within
38 particularly identified regulated or prohibited areas or zones in the MHHRPL including

1 private lands without the necessary permit, authorization or exemption;

2 (c) Possesses or transports, within or outside the MHHRPL any timber, forest
3 products, wild terrestrial or aquatic plants, animals, or by-products derived therefrom
4 which is ascertained to have been taken from the MHHRPL;

5 (d) Undertakes mineral exploration or extraction within the MHHRPL;

6 (e) Engages in quarrying of sand, gravel, guano, limestone or any material within
7 the MHHRPL;

8 (f) Hunts, collects, removes or destroys endangered or protected species, except
9 when collection or removal is for scientific research and exempted from the prohibition
10 by the Management Board;

11 (g) Conducts bioprospecting within the MHHRPL without the necessary permit; or

12 (h) Establishes or introduces any exotic species, within the MHHRPL, which are
13 detrimental to endemic species and the ecosystem therein.

14 (2) A fine of not less than Five Thousand Pesos (P5,000.00) but not more than
15 Five Hundred Thousand Pesos (P500,000.00) and/or imprisonment of not less than one
16 year nor more than six (6) years shall be imposed upon any person who:

17 (a) Violates any rules and regulations in the management plan or by the
18 Management Board or agreements reached before the Management Board in the
19 exercise of adjudicative functions;

20 (b) Erects any permanent structure on land or on water for any purposes outside
21 the management plan, duly allowed by the Management Board: *Provided*, That large-
22 scale private infrastructure and other projects such as medium to high density
23 residential subdivisions, medium to large commercial and industrial establishments,
24 golf-courses, heavily mechanized commercial and non-traditional farming, and other
25 activities that cause increased in-migration and resource degradation are absolutely
26 prohibited;

27 (c) Possesses a chainsaw, hacksaw and other mechanized equipment within the
28 MHHRPL without a permit;

29 (d) Throws, dumps or causes to be dumped into the MHHRPL any non-
30 biodegradable material or waste whether liquid, solid or gas;

31 (e) Uses, dumps, places or causes to be placed into the MHHRPL toxic
32 chemicals, including pesticides and other hazardous substances, unless the same is
33 expressly allowed in the management plan;

34 (f) Prospects, hunts or otherwise locates hidden treasures within the MHHRPL;

35 (g) Informally occupies or dwells in any land within the MHHRPL;

36 (h) Possesses or uses blasting caps or explosives anywhere within the MHHRPL;

1 (i) Destroys, excavates, vandalizes or, in any manner, damages any natural
2 formation on land, religious, spiritual, historical sites, artifacts and other objects of
3 natural or scenic value;

4 (j) Alters, removes or destroys boundary marks or signs;

5 (k) Engages in *kaingin*, or, in any manner, causing forest fires inside the MHHRPL;

6 or

7 (l) Purchases, sells, mortgages or leases lands or other portions of the MHHRPL
8 which are covered by any tenurial instrument.

9 Valuation of the damage for this Act shall take into account biodiversity and
10 conservation considerations as well as aesthetic and scenic value. Valuation assessed
11 by the DENR or the concerned government agency shall be presumed correct unless
12 otherwise proven by preponderant evidence.

13 Any person who shall induce another or conspire to commit any of the illegal acts
14 prohibited in this Act or suffer their workers to commit any of the same shall be liable in
15 the same manner as the one actually performing the act.

16 All conveyances, vessels, equipments, paraphernalia, implements, gears, tools
17 and similar devices shall be subject to immediate and administrative confiscation,
18 independent of the judicial proceedings by the PASu Office upon apprehension, subject
19 however to due process and substantial evidence requirements. When legal action is
20 however filed in the regular courts, the said conveyances, vessels, equipments,
21 paraphernalia, implements, gears, tools and similar devices, independent of the
22 administrative proceedings, shall not be released until after judgment has been
23 rendered. Proceeds of the sale of all objects administratively or judicially confiscated
24 pursuant hereto shall accrue to the MHHRPL Fund. Procedure for the sale thereof shall
25 be promulgated by the Management Board. However, in no case shall any confiscated
26 or rescued protected animal species be sold or in any manner disposed of but shall be
27 immediately turned over to the PASu Office for release in its natural habitat, subject to
28 existing regulations.

29 The penalties specified in this Section shall be in addition to the penalties
30 contained in RA 9072 (National Caves and Cave Resources Management and
31 Protection Act), RA 9147 (Wildlife Resources Conservation and Protection Act), and
32 other related laws.

33 Conviction for any offense under this Act, of a public officer or officer of the law
34 shall carry the accessory penalty of perpetual disqualification from public office.

35 **SECTION 16. Reporting Responsibility.** – The PASu, through the Management
36 Board, shall submit an annual accomplishment report to the Secretary of the DENR on
37 the activities undertaken in the MHHRPL.

38 **SECTION 17. Appropriations.** – The Secretary of the DENR shall immediately

1 include in the Department's program the implementation of this Act, the funding of which
2 shall be provided in the annual General Appropriations Act.

3 **SECTION 18. *Separability Clause.*** – If, for any reason, any part or section of this
4 Act is declared unconstitutional or invalid, such other parts not affected thereby shall
5 remain in full force and effect.

6 **SECTION 19. *Construction and Suppletory Application of Existing Laws.*** The
7 provisions of this Act shall be construed liberally in favor of achieving biodiversity
8 conservation, protection and sustainable development as provided in the Republic Act
9 No. 7586, otherwise known as the National Integrated Protected Areas Management
10 Act of 1992 and existing forestry laws, and their corresponding rules and regulations not
11 inconsistent hereto shall have the suppletory effect in the implementation of this Act.

12 **SECTION 20. *Transitory Provision.*** – In order to ensure the recovery and
13 restoration of biological diversity and to develop sustainable livelihood opportunities for
14 tenured migrants, the DENR shall henceforth cease to issue concessions, licenses,
15 permits, clearances, compliance documents or any other instrument that allows
16 exploitation and utilization of resources within the MHHRPL until the management plan
17 shall have been put into effect.

18 All existing land use and resource use permits within the MHHRPL shall be
19 reviewed and shall not be renewed upon their expiration unless consistent with the
20 management plan and approved by the Management Board.

21 **SECTION 21. *Repealing Clause.*** –All laws, decrees, proclamations, rules and
22 regulations inconsistent with this Act are hereby repealed or modified accordingly.

23 **SECTION 22. *Effectivity Clause.*** This Act shall take effect fifteen (15) days after its
24 complete publication in the *Official Gazette* or in a national newspaper of general
25 circulation available in the MHHRPL.

26 Approved,