

SIXTEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
First Regular Session)



'13 JUL -3 P12 :22

SENATE
S. No. **324**

BY: *ja*

Introduced by SENATOR PIA S. CAYETANO

EXPLANATORY NOTE

This bill seeks to declare the El Nido-Taytay Managed Resource Protected Area (ENTMRPA) in Palawan as a protected area.

The ENTMRPA, which covers 89, 134.76 hectares, serves as a sanctuary to diverse terrestrial and marine life species. Found in the area are 16 bird species, nine of which are considered common, five uncommon and 1 vulnerable. Also, the ENTMRPA serves as a habitat for six species of large terrestrial mammals limited to the Philippines. Three main habitat types in the area include terrestrial forest, littoral zone and marine habitats.

Recognizing the value of the area, it was established as El Nido-Taytay Managed Resource Protected Area by virtue of Presidential Proclamation No. 32, dated October 8, 1998.

This bill, therefore, seeks to declare the El Nido-Taytay Managed Resource Protected Area as a protected area in order to protect it from indiscriminate exploitation and to be able to maintain its ecological balance.

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

13 JUL -3 P12:22

SENATE
S. No. 324

----- BY: 
Introduced by SENATOR PIA S. CAYETANO

**AN ACT ESTABLISHING THE EL-NIDO-TAYTAY MANAGED RESOURCE
PROTECTED AREA LOCATED IN THE MUNICIPALITIES OF EL NIDO AND
TAYTAY, PROVINCE OF PALAWAN, AS A PROTECTED AREA UNDER THE
CATEGORY OF PROTECTED LANDSCAPE PROVIDING FOR ITS
MANAGEMENT AND FOR OTHER PURPOSES**

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

- 1 *Section 1. Title.* - This Act shall be known as the El Nido-Taytay Managed
2 Resource Protected Area (ENTMRPA) Act of 2013"
- 3 *Sec. 2. Land Classification.* - All lands of the public domain comprising the El
4 Nido-Taytay Managed Resource Protected Area (ENTMRPA) shall fall under the
5 classification of National Park as provided for in the Philippine Constitution.
- 6 *Sec. 3. Definition of Terms.* - The following terms are hereby defined for the
7 purpose of this Act:
- 8 a. "Ancestral Domain" refers to all lands and natural resources occupied or
9 possessed by indigenous cultural communities, by themselves or through their
10 ancestors, communally or individually, in accordance with their customs and traditions
11 since time immemorial, continuously to the present except when interrupted by war,
12 force majeure, or displacement by force, deceit or stealth. It includes all adjacent areas
13 generally belonging to them and which are necessary to ensure their economic, social
14 and cultural welfare.
- 15 b. "Biodiversity" refers to variety and variability among living organisms and the
16 ecological complexes in which said organisms occur.
- 17 c. "Biological resources" includes genetic resources, organisms or parts
18 thereof, population, or any other biotic component of ecosystems with actual or potential
19 use or value for humanity.

1 d. "Bioprospecting" means the research, collection and utilization of biological
2 and genetic resources for purposes of applying the knowledge derived therefrom solely
3 for commercial purposes.

4 e. "Buffer Zone" is the identified area outside the boundaries of and
5 immediately adjacent to designated ENTMRPA that need special development control
6 in order to avoid or minimize harm to the protected area.

7 f. "By-product or derivatives" means any part taken or substance extracted from
8 wildlife, in raw or in processed form. This includes stuffed animals and herbarium
9 specimens.

10 g. "Collection or collecting" is the act of gathering or harvesting wildlife, its by-
11 products or derivatives.

12 h. "Conservation" means preservation and sustainable utilization of wildlife,
13 and/or maintenance, restoration and enhancement of the habitat.

14 i. "Endangered species" refers to species or subspecies of flora and fauna that
15 is not critically endangered but whose survival in the wild is unlikely if the causal factors
16 continue operating.

17 j. "Endemic species" means species or subspecies of flora and fauna which is
18 naturally occurring and found only within specific areas in the country.

19 k. "Exotic species" means species or subspecies of flora and fauna which do
20 not naturally occur within the protected area at present or in historical time.

21 l. "Habitat" means a place or type of environment where a species or
22 subspecies naturally occurs or has naturally established its population.

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

25 n. "Indigenous Cultural Communities" refers to tribes, including but not limited
26 to Tagbanuas, who have continuously lived as communities on communally bounded
27 and defined land since time immemorial and have succeeded in preserving,
28 maintaining, and sharing common bonds of language, customs, traditions and other
29 distinctive cultural traits.

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

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

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

10 q. "Mineral" refers to all naturally occurring inorganic substance in solid, gas,
11 liquid, or any intermediate state including energy materials such as coal, petroleum,
12 natural gas, radioactive materials, and geothermal energy.

13 r. "Multiple-Use Zone" refers to an area where settlement, traditional and/or
14 sustainable land use, including agriculture, agro-forestry, extraction activities and other
15 income generating or livelihood activities, may be allowed to the extent prescribed in the
16 JPAP/PAMP.

17 s. "National Integrated Protected Areas System" is the classification and administration of all designated protected
18 areas to maintain essential ecological processes and life-support systems, to preserve genetic diversity, to ensure sustainable
19 use of resources found therein, and to maintain their natural conditions to the greatest extent possible.

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

24 u. "Non-governmental organization (NGO)" refers to an agency, institution,
25 foundation or a group of persons whose purpose is to assist peoples
26 organizations/associations in various ways including, but not limited to, organizing,
27 education, training, research and/or resource accessing.

28 v. "People's Organization (PO)" refers to a group of organized migrant
29 communities and or interested indigenous peoples which may be an association,
30 cooperative, federation, or other legal entity, established to undertake collective action
31 to address community concerns and needs, and mutually share the benefits of the
32 endeavor.

33 w. "Protected Area" refers to the identified portions of land and/or water set
34 aside by reason of their unique physical and biological significance, managed to
35 enhance biological diversity and protected against destructive human exploitation.

36 x. "Protected Area Management Board" refers to a multi-sectoral policy-making
37 body for protected areas created in accordance with RA 7586 or the NIPAS Act of 1992;

38 y. "Protected Landscape/Seascape" refers to an area of national significance
39 which are characterized by the harmonious interaction of man and land while providing

1 opportunities for public enjoyment through recreation and tourism within the normal
2 lifestyle and economic activity of these areas.

3 z. "Quarrying" means the process of extracting, removing and disposing quarry
4 resources found on or underneath the surface of private or public land.

5 aa. "Sustainable use" means the use of components of biological diversity in a
6 way and rate that does not lead to the long-term decline of biological diversity, thereby
7 maintaining its potential to meet the needs and aspirations of present and future
8 generations.

9 bb. "Tenured Migrants" refers to forest occupants who have actually and
10 continuously occupied a portion of the ENTMRPA and is solely dependent therein for
11 subsistence. A ENTMRPA occupant is understood to be "solely dependent for
12 subsistence" when everything indispensable for survival for the household, including
13 food, clothing, shelter and health, comes only from the utilization of resources from the
14 ENTMRPA.

15 cc. "Trawl" refers to an active fishing gear consisting of a bag shaped net with
16 or without otter boards to open its opening which is dragged or towed along the bottom
17 or through the water columns to take fishery species by straining them from the water,
18 including all variations and modifications of trawls (bottom, mid-water, and baby trawls)
19 and tow nets.

20 dd. "Wildlife" means wild forms and varieties of flora and fauna, in all
21 developmental stages, including those which are in captivity or are being bred or
22 propagated.

23 *Sec. 4. Scope and Boundaries* - Given the physical, natural features and socio-
24 cultural and economic importance that contribute to its valuable role as life support
25 system for the people living within and around it. The evaluation led to its establishment
26 as a "Managed Resource Protected Area" as defined under the International Union for
27 the Conservation of Nature (IUCN), to which the Philippines is a party to and in
28 accordance with Section 3 (h) of Republic Act 7586 otherwise known as the "National
29 Integrated Protected Areas System (NIPAS) Act".

30 Beginning at the northwestern side of Palawan mainland at Yokoton Bay near the
31 Locaric Point at latitude 11°19'57.72" and longitude 119°27'11.88". This is herein
32 referred to as point 1 likewise defines the terrestrial portion of the marine reserve
33 boundary

34 Thence heading northeast to point 2 at latitude 11°20'04.16 and longitude
35 119°27'17.28";

36 Thence heading southeast to point 3 at latitude 11°19'27.59" and longitude
37 119°27'31.68";

38 Thence heading west to point 4 at latitude 11°19'21.97" and longitude

1 119°27'51.84";
2 Thence heading southwest to point 5 at latitude 11°19'15.02" and longitude
3 119°27'24.48";
4 Thence heading northwest to point 6 at latitude 11°19'29.82 and longitude
5 119°27'12.24";
6 Following the Barotuan River south to point 7 at latitude 11°18'06.73" and
7 longitude 119°26'47.40";
8 Thence heading southeast to point 8 at latitude 11°17'55.03 and longitude
9 119°26'54.96";
10 Thence heading southeast to point 9 at latitude 11°17'16.37" and longitude
11 119°27'52.56";
12 Thence heading southeast to point 10 at latitude 11°17'09.78" and longitude
13 119°28'05.52";
14 Thence heading southeast to point 11 at latitude 11°16'45.37" and longitude
15 119°28'10.20";
16 Thence heading southwest to point 12 at latitude 11°16'44.36" and longitude
17 119°28'03.72";
18 Thence heading southeast to point 13 at latitude 11°16'31.22 and longitude
19 119°28'06.24";
20 Thence heading southeast to point 14 at latitude 11°16'25.10 and longitude
21 119°28'18.12";
22 Thence heading southeast to point 15 at latitude 11°16'01.34" and longitude
23 119°28'54.12";
24 Thence heading northeast to point 16 at latitude 11°16'12.86" and longitude
25 119°29'02.40";
26 Thence heading northwest to point 17 at latitude 11°16'30.65" and longitude
27 119°28'42.96";
28 Thence heading northeast to point 18 at latitude 11°16'43.43" and longitude
29 119°28'55.20";
30 Thence heading northwest to point 19 at latitude 11°16'49.26" and longitude
31 119°28'49.44";
32 Thence heading southwest to point 20 at latitude 11°16'39.72" and longitude
33 119°28'32.52";
34 Thence heading north to point 21 at latitude 11°16'46.20" and longitude
35 119°28'32.88";
36 Thence heading northeast to point 22 at latitude 11°17'00.56" and longitude
37 119°28'47.64";
38 Thence heading northwest to point 23 at latitude 11°17'17.92" and longitude

1 119°28'19.56";
2 Thence heading northeast to point 24 at latitude 11°17'27.49" and longitude
3 119°28'52.32";
4 Thence heading southeast to point 25 at latitude 11°17'23.50 and longitude
5 119°28'57.72";
6 Thence heading northeast to point 26 at latitude 11°17'28.07" and longitude
7 119°29'05.28";
8 Thence heading northwest to point 27 at latitude 11°17'43.08" and longitude
9 119°28'52.68";
10 Thence heading southwest to point 28 at latitude 11°17'33.72" and longitude
11 119°28'46.92";
12 Thence heading west to point 29 at latitude 11°17'33.76 and longitude
13 119°28'41.16";
14 Thence heading northwest to point 30 at latitude 11°17'50.21" and longitude
15 119°28'21.36";
16 Thence heading northeast to point 31 at latitude 11°18'02.84 and longitude
17 119°28'21.36";
18 Thence heading northeast to point 32 at latitude 11°18'12.38" and longitude
19 119°28'46.92";
20 Thence heading to northeast to point 33 at latitude 11°18'21.96" and longitude
21 119°28'51.24";
22 Thence heading northwest to point 34 at latitude 11°18'31.57" and longitude
23 119°28'33.60";
24 Thence heading southwest to point 35 at latitude 11°18'28.30" and longitude
25 119°27'59.40";
26 Thence heading northwest to point 36 at latitude 11°18'38.41" and longitude
27 119°27'57.60";
28 Thence heading northeast to point 37 at latitude 11°18'53.75 and longitude
29 119°28'18.84";
30 Thence heading northeast to point 38 at latitude 11°19'03.36" and longitude
31 119°28'41.88";
32 Thence heading northeast to point 39 at latitude 11°19'24.24" and longitude
33 119°28'58.80";
34 Thence heading southeast to point 40 at latitude 11°19'06.10" and longitude
35 119°29'15.72";
36 Thence heading southwest to point 41 at latitude 11°18'54.29" and longitude
37 119°29'05.64";
38 Thence heading south to point 42 at latitude 11°18'35.86" and longitude

1 119°29'05.28";
2 Thence heading to east to point 43 at altitude 11°18'34.63" and longitude
3 119°29'12.12";
4 Thence heading southeast to point 44 at latitude 11°18'16.81" and longitude
5 119°29'38.40";
6 Thence heading southwest to point 45 at latitude 11°18'03.31" and longitude
7 119°29'32.38";
8 Thence heading southeast to point 46 at latitude 11°17'46.50" and longitude
9 119°29'36.24";
10 Thence heading to northeast to point 47 at latitude 11°17'48.31" and longitude
11 119°30'01.80";
12 Thence heading to northeast to point 48 at latitude 11°17'44.59" and longitude
13 119°30'06.12";
14 Thence heading southeast to point 49 at latitude 11°17'36.82 and longitude
15 119°30'13.32";
16 Thence heading southeast to point 50 at latitude 11°17'24.76" and longitude
17 119°30'15.84";
18 Thence heading southeast to point 51 at latitude 11°17'19.90" and longitude
19 119°30'26.64";
20 Thence heading southeast to point 52 at latitude 11°17'18.38" and longitude
21 119°30'36.00";
22 Thence heading southeast to point 53 at latitude 11°17'12.98" and longitude
23 119°30'42.12";
24 Thence heading east to point 54 at latitude 11°17'13.78" and longitude
25 119°30'54.36";
26 Thence heading to northeast to point 55 at latitude 11°17'25.37" and longitude
27 119°30'53.64";
28 Thence heading to northeast to point 56 at latitude 11°17'35.63 and longitude
29 119°31'44.40";
30 Thence heading to northeast to point 57 at latitude 11°17'42.43" and longitude
31 119°31'19.56";
32 Thence heading north to point 58 at latitude 11°17'48.77" and longitude
33 119°31'18.84";
34 Thence heading west to point 59 at latitude 11°17'48.59" and longitude
35 119°31'08.40";
36 Thence heading northwest to point 60 at latitude 11°17'51.43" and longitude
37 119°31'03.00";
38 Thence heading to northeast to point 61 at latitude 11°17'59.64" and longitude

1 119°31'07.32";
2 Thence heading southeast to point 62 at latitude 11°17'57.80 and longitude
3 119°31'15.96";
4 Thence heading to northeast to point 63 at latitude 11°18'00.40" and longitude
5 119°31'27.84";
6 Thence heading to northeast to point 64 at latitude 11°18'08.71" and longitude
7 119°31'30.00";
8 Thence heading to northeast to point 65 at latitude 11°18'12.20" and longitude
9 119°31'37.92";
10 Thence heading to northeast to point 66 at latitude 11°18'18.90" and longitude
11 119°31'41.52";
12 Thence heading southeast to point 67 at latitude 11°18'17.21" and longitude
13 119°31'45.84";
14 Thence heading southeast to point 68 at latitude 11°18'04.72" and longitude
15 119°31'46.20";
16 Thence heading southeast to point 69 at latitude 11°17'46.75" and longitude
17 119°31'58.44";
18 Thence heading southeast to point 70 at latitude 11°17'41.93" and longitude
19 119°32'13.2";
20 Thence heading southeast to point 71 at latitude 11°17'30.37" and longitude
21 119°32'13.20";
22 Thence heading to northeast to point 72 at latitude 11°17'30.73" and longitude
23 119°32'21.48";
24 Thence heading to northeast to point 73 at latitude 11°17'37.50" and longitude
25 119°32'24.72";
26 Thence heading to northeast to point 74 at latitude 11°17'42.11" and longitude
27 119°32'34.08";
28 Thence heading southeast to point 75 at latitude 11°17'27.28" and longitude
29 119°32'39.48";
30 Thence heading southeast to point 76 at latitude 11°17'16.94" and longitude
31 119°32'51.36";
32 Thence heading southeast to point 77 at latitude 11°17'10.43" and longitude
33 119°14'51.72";
34 Thence heading southwest to point 78 at latitude 11°17'9.06 and longitude
35 119°32'43.44";
36 Thence heading southwest to point 79 at latitude 11°17'03.77" and longitude
37 119°32'34.44";
38 Thence heading southwest to point 80 at latitude 11°16'50.12" and longitude

1 119°32'29.40";
2 Thence heading southwest to point 81 at latitude 11°16'40.44" and longitude
3 119°32'25.08";
4 Thence heading northwest to point 82 at latitude 11°16'42.24" and longitude
5 119°32'19.32";
6 Thence heading to northeast to point 83 at latitude 11°16'51.78" and longitude
7 119°32'24.72";
8 Thence heading northwest to point 84 at latitude 11°17'02.51" and longitude
9 119°32'24.72";
10 Thence heading to northeast to point 85 at latitude 11°17'09.20" and longitude
11 119°32'29.76";
12 Thence heading northwest to point 86 at latitude 11°17'17.92" and longitude
13 119°32'24.72";
14 Thence heading west to point 87 at latitude 11°17'18.67" and longitude
15 119°32'11.76";
16 Thence heading west to point 88 at latitude 11°17'18.78" and longitude
17 119°31'58.08";
18 Thence heading northwest to point 89 at latitude 11°17'22.06" and longitude
19 119°31'52.32";
20 Thence heading southwest to point 90 at latitude 11°17'15.54" and longitude
21 119°31'44.40";
22 Thence heading southeast to point 91 at latitude 11°16'57.04" and longitude
23 119°31'51.96";
24 Thence heading east to point 92 at latitude 11°17'00.67" and longitude
25 119°31'58.08";
26 Thence heading southeast to point 93 at latitude 11°16'55.24" and longitude
27 119°32'00.96";
28 Thence heading southwest to point 94 at latitude 11°16'47.96" and longitude
29 119°31'53.40";
30 Thence heading southeast to point 95 at latitude 11°16'40.22" and longitude
31 119°31'55.92";
32 Thence heading southeast to point 96 at latitude 11°16'33.17" and longitude
33 119°32'04.92";
34 Thence heading southwest to point 97 at latitude 11°16'28.27" and longitude
35 119°32'03.12";
36 Thence heading southeast to point 98 at latitude 11°16'23.95" and longitude
37 119°32'11.40";
38 Thence heading southwest to point 99 at latitude 11°16'17.94" and longitude

1 119°32'07.08";
2 Thence heading southeast to point 100 at latitude 11°16'09.30" and longitude
3 119°32'11.40";
4 Thence heading southwest to point 101 at latitude 11°16'04.69" and longitude
5 119°32'08.16";
6 Thence heading northwest to point 102 at latitude 11°16'06.92" and longitude
7 119°31'58.80";
8 Thence heading northwest to point 103 at latitude 11°16'16.36" and longitude
9 119°31'53.40";
10 Thence heading northwest to point 104 at latitude 11°16'26.11" and longitude
11 119°31'48.72";
12 Thence heading southwest to point 105 at latitude 11°16'20.71" and longitude
13 119°31'43.68";
14 Thence heading northwest to point 106 at latitude 11°16'26.15" and longitude
15 119°31'22.44";
16 Thence heading southwest to point 107 at latitude 11°16'20.50" and longitude
17 119°31'20.28";
18 Thence heading northwest to point 108 at latitude 11°16'25.90" and longitude
19 119°31'10.20";
20 Thence heading northwest to point 109 at latitude 11°16'32.49" and longitude
21 119°31'08.40";
22 Thence heading northwest to point 110 at latitude 11°16'33.28" and longitude
23 119°30'56.16";
24 Thence heading south to point 111 at latitude 11°16'26.04" and longitude
25 119°30'55.44";
26 Thence heading southeast to point 112 at latitude 11°16'16.00" and longitude
27 119°31'03.00";
28 Thence heading south to point 113 at latitude 11°15'57.50" and longitude
29 119°31'03.36";
30 Thence heading southeast to point 114 at latitude 11°15'42.55" and longitude
31 119°31'09.84";
32 Thence heading southeast to point 115 at latitude 11°15'41.04" and longitude
33 119°31'18.48";
34 Thence heading to northeast to point 116 at latitude 11°15'48.67" and
35 longitude 119°31'28.56";
36 Thence heading southeast to point 117 at latitude 11°15'45.43" and longitude
37 119°31'42.24";
38 Thence heading southeast to point 118 at latitude 11°15'28.08" and longitude

1 119°31'49.80";
2 Thence heading southeast to point 119 at latitude 11°15'19.87" and longitude
3 119°32'00.60";
4 Thence heading southeast to point 120 at latitude 11°15'02.88" and longitude
5 119°32'06.72";
6 Thence heading southwest to point 121 at latitude 11°14'42.61" and longitude
7 119°32'00.24";
8 Thence heading northwest to point 122 at latitude 11°14'47.47" and longitude
9 119°31'45.12";
10 Thence heading northwest to point 123 at latitude 11°15'11.74" and longitude
11 119°31'10.92";
12 Thence heading southwest to point 124 at latitude 11°15'02.99" and longitude
13 119°31'06.60";
14 Thence heading southeast to point 125 at latitude 11°14'56.94" and longitude
15 119°31'12.72";
16 Thence heading southeast to point 126 at latitude 11°14'46.39" and longitude
17 119°31'29.64";
18 Thence heading southwest to point 127 at latitude 11°14'29.00" and longitude
19 119°31'23.16";
20 Thence heading southwest to point 128 at latitude 11°13'55.63" and longitude
21 119°30'57.60";
22 Thence heading southwest to point 129 at latitude 11°13'47.78" and longitude
23 119°30'38.88";
24 Thence heading southwest to point 130 at latitude 11°13'36.73" and longitude
25 119°30'35.28";
26 Thence heading southwest to point 131 at latitude 11°13'27.88" and longitude
27 119°30'34.56";
28 Thence heading southwest to point 132 at latitude 11°13'15.89" and longitude
29 119°30'23.76";
30 Thence heading southwest to point 133 at latitude 11°12'54.47" and longitude
31 119°30'20.16";
32 Thence heading southwest to point 134 at latitude 11°12'49.93" and longitude
33 119°30'12.24";
34 Thence heading northwest to point 135 at latitude 11°13'08.90" and longitude
35 119°30'06.12";
36 Thence heading northwest to point 136 at latitude 11°13'22.30" and longitude
37 119°30'02.16";
38 Thence heading southwest to point 137 at latitude 11°13'18.19" and longitude

1 119°29'43.80";
2 Thence heading northwest to point 138 at latitude 11°13'19.88" and longitude
3 119°29'33.00";
4 Thence heading southwest to point 139 at latitude 11°13'11.64" and longitude
5 119°29'26.88";
6 Thence heading southwest to point 140 at latitude 11°13'43.31" and longitude
7 119°28'53.40";
8 Thence heading northwest to point 141 at latitude 11°12'51.30" and longitude
9 119°28'27.12";
10 Thence heading northwest to point 142 at latitude 11°12'56.30" and longitude
11 119°27'57.60";
12 Thence heading northwest to point 143 at latitude 11°13'27.48" and longitude
13 119°27'40.32";
14 Thence heading northwest to point 144 at latitude 11°13'38.60" and longitude
15 119°27'09.36";
16 Thence heading southwest to point 145 at latitude 11°13'37.56" and longitude
17 119°26'51.36";
18 Thence heading northwest to point 146 at latitude 11°13'45.80" and longitude
19 119°26'35.52";
20 Thence heading northwest to point 147 at latitude 11°13'12.12" and longitude
21 119°26'31.20";
22 Thence heading northwest to point 148 at latitude 11°14'11.76" and longitude
23 119°26'20.04";
24 Thence heading northwest to point 149 at latitude 11°14'20.11" and longitude
25 119°26'16.80";
26 Thence heading northeast to point 150 at latitude 11°14'26.92" and longitude
27 119°26'21.12";
28 Thence heading northwest to point 151 at latitude 11°14'27.82" and longitude
29 119°26'06.36";
30 Thence heading southwest to point 152 at latitude 11°13'35.54" and longitude
31 119°25'22.08";
32 Thence heading to west to point 153 at latitude 11°13'34.90" and longitude
33 119°25'16.32";
34 Thence heading northwest to point 154 at latitude 11°13'38.90" and longitude
35 119°25'10.92";
36 Following the coastline from Lamar Beach heading southwest to point 155 at
37 latitude 11°12'24.88" and longitude 119°24'41.04";
38 Thence heading southeast to point 156 at latitude 11°12'10.33" and longitude

1 119°24'48.60";
2 Thence heading southeast to point 157 at latitude 11°12'05.80" and longitude
3 119°25'02.64";
4 Thence heading southwest to point 158 at latitude 11°11'44.88" and longitude
5 119°24'59.04";
6 Thence heading southeast to point 159 at latitude 11°11'35.99" and longitude
7 119°25'02.60";
8 Thence heading southwest to point 160 at latitude 11° 11'19.64" and longitude
9 119°24'55.08";
10 Thence heading northeast to point 161 at latitude 11°11'21.88" and longitude
11 119°25'14.52";
12 Thence heading northeast to point 162 at latitude 11°11'27.74" and longitude
13 119°25'17.04";
14 Thence heading east to point 163 at latitude 11°11'29.58" and longitude
15 119°25'42.60";
16 Thence heading northeast to point 164 at latitude 11°11'40.81" and longitude
17 119°25'54.48";
18 Thence heading northwest to point 165 at latitude 11°11'50.71" and longitude
19 119°25'50.88";
20 Thence heading northeast to point 166 at latitude 11°12'00.29" and longitude
21 119°25'56.28";
22 Thence heading northwest to point 167 at latitude 11°12'08.21" and longitude
23 119°25'53.04";
24 Thence heading north to point 168 at latitude 11°12'31.57" and longitude
25 119°25'51.60";
26 Thence heading northwest to point 169 at latitude 11°12'35.75" and longitude
27 119°25'36.48";
28 Thence heading northwest to point 170 at latitude 11°12'38.02" and longitude
29 119°25'24.60";
30 Thence heading northwest to point 171 at latitude 11°12'58.43" and longitude
31 119°25'17.04";
32 Thence heading to northeast to point 172 at latitude 11°13'13.44" and
33 longitude 119°25'27.12"
34 Thence heading southeast to point 173 at latitude 11°13'09.73" and longitude
35 119°25'34.68";
36 Thence heading east to point 174 at latitude 11°13'11.32" and longitude
37 119°25'52.68";
38 Thence heading northeast to point 175 at latitude 11°13'19.38" and longitude

1 119°25'54.84";
2 Thence heading northeast to point 176 at latitude 11°13'26.40" and longitude
3 119°26'04.92";
4 Thence heading northeast to point 177 at latitude 11°13'31.48" and longitude
5 119°26'05.64";
6 Thence heading northwest to point 178 at latitude 11°13'35.58" and longitude
7 119°25'56.64";
8 Thence heading northwest to point 179 at latitude 11°13'51.06" and longitude
9 119°25'50.88";
10 Thence heading northeast to point 180 at latitude 11°13'55.49" and longitude
11 119°25'55.56";
12 Thence heading north to point 181 at latitude 11°14'10.72" and longitude
13 119°25'55.20"
14 Thence heading northeast to point 182 at latitude 11°14'13.78" and longitude
15 119°26'03.12";
16 Thence heading southeast to point 183 at latitude 11°13'42.64" and longitude
17 119°26'18.60";
18 Thence heading southeast to point 184 at latitude 11°13'28.49" and longitude
19 119°26'37.32";
20 Thence heading southeast to point 185 at latitude 11°13'22.98" and longitude
21 119°26'52.80";
22 Thence heading northeast to point 186 at latitude 11°13'24.74" and longitude
23 119°27'11.52";
24 Thence heading southeast to point 187 at latitude 11°13'10.92" and longitude
25 119°27'16.92";
26 Thence heading southeast to point 188 at latitude 11°12'59.76" and longitude
27 119°27'29.16";
28 Thence heading southeast to point 189 at latitude 11°12'47.84" and longitude
29 119°27'30.96";
30 Thence heading southeast to point 190 at latitude 11°12'45.54" and longitude
31 119°27'37.80";
32 Thence heading southwest to point 191 at latitude 11°12'40.25" and longitude
33 119°27'44.64";
34 Thence heading southeast to point 192 at latitude 11°12'23.51" and longitude
35 119°27'43.56";
36 Thence heading southeast to point 193 at latitude 11°12'11.16" and longitude
37 119°27'47.52";
38 Thence heading southeast to point 194 at latitude 11°11'44.34" and longitude

1 119°28'08.40";
2 Thence heading southwest to point 195 at latitude 11°11'26.99" and longitude
3 119°28'26.76";
4 Thence heading southeast to point 196 at latitude 11°11'14.93" and longitude
5 119°28'22.44";
6 Thence heading southeast to point 197 at latitude 11°11'08.02" and longitude
7 119°28'36.12";
8 Thence heading southeast to point 198 at latitude 11°10'48.11" and longitude
9 119°28'39.72";
10 Thence heading southwest to point 199 at latitude 11°10'42.28" and longitude
11 119°28'46.26";
12 Thence heading west to point 200 at latitude 11°10'35.72" and longitude
13 119°28'44.20";
14 Thence heading northwest to point 201 at latitude 11°10'35.54" and longitude
15 119°28'36.12";
16 Thence heading north to point 202 at latitude 11°10'37.27" and longitude
17 119°28'29.64";
18 Thence heading northwest to point 203 at latitude 11°10'44.76" and longitude
19 119°28'29.64";
20 Thence heading southwest to point 204 at latitude 11°10'50.38" and longitude
21 119°28'22.44";
22 Thence heading northwest to point 205 at latitude 11°10'46.31" and longitude
23 119°28'14.52";
24 Thence heading southwest to point 206 at latitude 11°10'52.61" and longitude
25 119°27'59.40";
26 Thence heading southwest to point 207 at latitude 11°10'48.40" and longitude
27 119°27'43.20";
28 Thence heading southwest to point 208 at latitude 11°10'39.14" and longitude
29 119°27'43.20";
30 Thence heading southeast to point 209 at latitude 11°10'28.78" and longitude
31 119°27'36.72";
32 Thence heading southwest to point 210 at latitude 11°10'08.11" and longitude
33 119°27'44.64";
34 Thence heading southwest to point 211 at latitude 11°09'55.48" and longitude
35 119°27'36.72";
36 Thence heading southwest to point 212 at latitude 11°09'40.36" and longitude
37 119°27'20.88";
38 Thence heading southeast to point 213 at latitude 11°09'29.12" and longitude

1 119°27'17.28";
2 Thence heading southeast to point 214 at latitude 11°09'10.19" and longitude
3 119°27'45.36";
4 Thence heading to northeast to point 215 at latitude 11°08'37.54 " and
5 longitude 119°28'11.64";
6 Thence heading northwest to point 216 at latitude 11°08'54.64" and longitude
7 119°28'30.36";
8 Thence heading northeast to point 217 at latitude 11°09'03.28" and longitude
9 119°28'23.88";
10 Thence heading northeast to point 218 at latitude 11°09'08.32" and longitude
11 119°28'40.44";
12 Thence heading southwest to point 219 at latitude 11°09'16.74" and longitude
13 119°28'41.16";
14 Thence heading northeast to point at 220 latitude 11°09'16.42" and longitude
15 119°28'32.52";
16 Thence heading northeast to point at 221 latitude 11°09'20.99" and longitude
17 119°28'33.24";
18 Thence heading southeast to point 222 at latitude 11°09'22.93" and longitude
19 119°28'44.76";
20 Thence heading southeast to point 223 at latitude 11°09'22.75" and longitude
21 119°29'06.00";
22 Thence heading southwest to point 224 at latitude 11°09'10.40" and longitude
23 119°29'18.60";
24 Thence heading southwest to point 225 at latitude 11°09'08.57" and longitude
25 119°29'00.24";
26 Thence heading northeast to point at 226 latitude 11°07'16.25" and longitude
27 119°28'42.96";
28 Thence heading southeast to point 227 at latitude 11°07'19.42" and longitude
29 119°28'54.12";
30 Thence heading southwest to point 228 at latitude 11°07'08.90" and longitude
31 119°28'55.56";
32 Thence heading southwest to point 229 at latitude 11°07'03.47" and longitude
33 119°28'43.68";
34 Thence heading southeast to point 230 at latitude 11°06'44.86" and longitude
35 119°28'41.52";
36 Thence heading southwest to point 231 at latitude 11°06'43.45" and longitude
37 119°29'03.12";
38 Thence heading southeast to point 232 at latitude 11°05'66.44" and longitude

1 119°28'36.12";
2 Thence heading southeast to point 233 at latitude 11°05'21.77" and longitude
3 119°28'52.32";
4 Thence heading southeast to point 234 at latitude 11°05'13.45" and longitude
5 119°29'57.48";
6 Thence heading southeast to point 235 at latitude 11°04'33.10" and longitude
7 119°30'01.08";
8 Thence heading southwest to point 236 at latitude 11°04'31.98" and longitude
9 119°30'16.92";
10 Thence heading west to point 237 at latitude 11°03'52.45" and longitude
11 119°30'14.40";
12 Thence heading northwest to point 238 at latitude 11°03'51.98" and longitude
13 119°30'08.28";
14 Thence heading southwest to point 239 at latitude 11°04'08.33" and longitude
15 119°29'56.40";
16 Thence heading northwest to point 240 at latitude 11°04'04.40" and longitude
17 119°29'44.52";
18 Thence heading southwest to point 241 at latitude 11°04'09.05" and longitude
19 119°29'34.44";
20 Thence heading southeast to point 242 at latitude 11°04'04.76" and longitude
21 119°29'31.20";
22 Thence heading southwest to point 243 at latitude 11°04'00.23" and longitude
23 119°29'39.48";
24 Thence heading southeast to point 244 at latitude 11°03'48.53" and longitude
25 119°29'39.48";
26 Thence heading to northeast to point 245 at latitude 11°03'32.11" and
27 longitude 119°29'46.32";
28 Thence heading southeast to point 246 at latitude 11°03'40.75" and longitude
29 119°29'54.60";
30 Thence heading southwest to point 247 at latitude 11°03'35.21" and longitude
31 119°30'07.92";
32 Thence heading southeast to point 248 at latitude 11°03'28.98" and longitude
33 119°30'04.68";
34 Thence heading southwest to point 249 at latitude 11°03'09.72" and longitude
35 119°30'11.88";
36 Thence heading northwest to point 250 at latitude 11°03'02.09" and longitude
37 119°30'07.92";
38 Thence heading north to point 251 at latitude 11°03'04.75" and longitude

1 119°30'01.80";
2 Thence heading northwest to point 252 at latitude 11°03'11.52" and longitude
3 119°30'01.08";
4 Thence heading southwest to point 253 at latitude 11°03'14.15" and longitude
5 119°29'50.64";
6 Thence heading northwest to point 254 at latitude 11°03'07.31" and longitude
7 119°29'37.32";
8 Thence heading northwest to point 255 at latitude 11°03'09.54" and longitude
9 119°29'25.80";
10 Thence heading northwest to point 256 at latitude 11°03'19.73" and longitude
11 119°29'25.80";
12 Thence heading southwest to point 257 at latitude 11°03'22.86" and longitude
13 119°29'20.04";
14 Thence heading northwest to point 258 at latitude 11°02'9.93" and longitude
15 119°28'54.48";
16 Thence heading southwest to point 259 at latitude 11°03'06.88" and longitude
17 119°28'41.52";
18 Thence heading southeast to point 260 at latitude 11°03'03.35" and longitude
19 119° 28'34.68";
20 Thence heading southeast to point 261 at latitude 11°02'54.74" and longitude
21 119°28'40.08";
22 Thence heading southwest to point 262 at latitude 11°02'09.46" and longitude
23 119°28'51.96";
24 Thence heading southwest to point 263 at latitude 11°02'03.26" and longitude
25 119°28'38.28";
26 Thence heading southwest to point 264 at latitude 11°01'49.76" and longitude
27 119°28'33.24";
28 Thence heading southwest to point 265 at latitude 11°01'12.65" and longitude
29 119°28'13.80";
30 Thence heading southwest to point 266 at latitude 11°00'55.08" and longitude
31 119°27'51.84";
32 Thence heading southwest to point 267 at latitude 11°00'26.71" and longitude
33 119°27'45.36";
34 Following the Bato river downstream, to point 268 at latitude 10°59'37.72" and
35 longitude 119°27'06.48";
36 Heading southwest following the Bato river downstream to point 269 at latitude
37 10°59'22.27" and longitude 119°26'18.96";
38 Heading west following the Bato river downstream to point 270 at latitude

1 10°59'21.34" and longitude 119°26'08.52";
2 Heading west following the Bato river downstream to point 271 at latitude
3 10°59'23.32" and longitude 119°25'48.36";
4 Heading southwest following the Bato river downstream to point 272 at latitude
5 10°59'01.61" and longitude 119°25'17.76";
6 Thence heading west following the Bato river downstream to point 273 at
7 latitude 10°59'03.98" and longitude 119°24'20.88";
8 Thence heading northwest to point 274 at latitude 10°59'05.60" and longitude
9 119°23'44.88";
10 Thence heading northwest to point 275 at latitude 10°59'41.50" and longitude
11 119°23'14.64";
12 Thence heading northwest to point 276 at latitude 10°59'41.64" and longitude
13 119°22'57.36";
14 Thence heading southwest to point 277 at latitude 10°59'28.93" and longitude
15 119°22'46.20";
16 Thence heading southwest to point 278 at latitude 10°59'18.92" and longitude
17 119°22'31.44";
18 Thence heading northwest to point 279 at latitude 10°59'18.49" and longitude
19 119°22'22.80";
20 Thence heading northwest to point 280 at latitude 10°59'26.63" and longitude
21 119°22'13.08";
22 Thence heading northwest to point 281 at latitude 10°59'29.29" and longitude
23 119°22'02.28";
24 Thence heading southwest to point 282 at latitude 10°59'19.07" and longitude
25 119°21'47.88";
26 Thence heading southwest to point 283 at latitude 10°59'18.53" and longitude
27 119°21'32.76";
28 Thence heading northwest to point 284 at latitude 10°59'30.26" and longitude
29 119°21'23.04";
30 Thence heading northwest to point 285 at latitude 10°59'33.04" and longitude
31 119°21'17.28";
32 Thence heading northeast to point 286 at latitude 10°59'43.73" and longitude
33 119°21'19.08";
34 Thence heading northwest to point 287 at latitude 10°59'55.50" and longitude
35 119°21'16.92";
36 Thence heading northwest to point 288 at latitude 11°00'01.01" and longitude
37 119°21'11.16";
38 Thence heading northwest to point 289 at latitude 11°00'04.32" and longitude

1 119°21'04.68";
2 Thence heading northwest to point 290 at latitude 11°00'04.61" and longitude
3 119°20'56.04"
4 Thence heading southeast to point 291 at latitude 10°59'48.66" and longitude
5 119°20'57.12";
6 Thence heading southwest to point 292 at latitude 10°59'25.58" and longitude
7 119°20'51.72";
8 Thence heading southeast to point 293 at latitude 10°59'17.38" and longitude
9 119°20'53.52";
10 Thence heading southwest to point 294 at latitude 10°59'10.93" and longitude
11 119°20'49.2";
12 Thence following the ridgeline southwest, of the Meacac mountain near the
13 Tudluan river to point 295 at latitude 10°58'49.22" and longitude 119°20'32.28";
14 Thence heading northwest to point 296 at latitude 10°58'51.64" and longitude
15 119°20'12.12";
16 Thence heading northwest to point 297 at latitude 10°59'07.51" and longitude
17 119°20'06.72";
18 Thence heading northeast to point 298 at latitude 10°59'17.63" and longitude
19 119°20'07.80";
20 Thence heading northwest to point 299 at latitude 10°59'26.41" and longitude
21 119°20'03.48";
22 Thence heading northwest following the coastline from Tudluan Bay to
23 Pangotan point which is point 302 at latitude 10° and longitude 119°. This is where
24 terrestrial side of the marine reserve ends and hence forth that follows comprises the
25 marine portion of the marine reserve;
26 Thence heading northeast following the ridgeline of the small hill located at the
27 southeastern side of the Two Sharp Peaks to point 300 at latitude 10°59'47.58" and
28 longitude 119°20'03.12";
29 Thence heading northeast to point 301 at latitude 10°59'50.78" and longitude
30 119°20'12.12";
31 Thence heading northwest following the coastline from Tudluan Bay to
32 Pangotan point which is point 302 at latitude 11°02'08.52" and longitude 119°19'06.02".
33 This is where terrestrial side of the marine reserve ends and hence forth that follows
34 comprises the marine portion of the marine reserve.
35 Thence heading northwest to point 303 which is 250 meters direct south of the
36 southern-most point of Mabolo Island at latitude 11°02'17.92" and longitude
37 119°18'13.21";
38 Thence heading northwest to point 304 , which is 500 meters direct south of the

1 southern-most point of the southern most rock of Destacado rocks at latitude
2 11°06'47.81" and longitude 119°12'01.98";

3 Thence heading northeast to point 305, which is 500 meters direct east of the
4 southern-most point of the southern most rock of Destacado rocks at latitude
5 11°07'06.89" and longitude 119°11'45.82";

6 Thence heading heading northeast to point 306, which is four kilometers direct
7 east of the northern-most point of Tapuitan Island at latitude 11°12'54.65" and longitude
8 119°12'50.62";

9 Thence heading northeast to point 307, which is two kilometers direct north of
10 the northern-most part of Tapuitan Island at latitude 11°14'40.34" and longitude
11 119°15'26.71";

12 Thence heading northeast to point 308, which is two kilometers direct north of
13 the northern-most point of Tapuitan Island at latitude 11°17'36.64" and longitude
14 119°20'29.90";

15 Thence heading northeast to point 309, which is two kilometers direct north of
16 the northern-most point of Caverna Island (Cauyanamunti Island) at latitude
17 11°22'26.26" and longitude 119°24'50.29";

18 Thence heading southeast to point 310, located at Bucana mainland at latitude
19 11°20'52.66" and longitude 119°27'07.06";

20 The marine reserve boundary as well as the marine portion of the boundary closes at
21 point 1 of the terrestrial portion of the boundary at latitude containing a total area of EIGHTY-
22 NINE THOUSAND ONE HUNDRED THIRTY-FOUR AND 76/100 (89, 134. 76)
23 HECTARES, more or less, subject to actual ground survey.

24 The technical descriptions provided in this Act will be subject to ground survey
25 and verification to be conducted by the Department of Environment and Natural
26 Resources. Any modification of the coverage of this Act due to such factors as changing
27 ecological situations, new scientific or archeological findings, or discovery of traditional
28 boundaries not previously taken into account shall be made through an act of Congress,
29 after consultation with the affected public and concerned government agencies.

30 *Sec. 5. Management of the El Nido-Taytay Managed Resource Protected Area)*

31 -- There is hereby created a PAMB which shall have sole jurisdiction, power and
32 authority over the ENTMRPA for all matters that may affect biodiversity conservation,
33 protection and sustainable development. It shall be composed of:

34 (1) The Regional Executive Director (RED) of the DENR Region IV, as
35 Chairperson;

36 (2) Provincial Planning and Development Officers of the Province of Palawan;

1 (3) The Mayors of the Municipalities of El Nido and Taytay, Province of Palawan,
2 or their duly designated representatives;

3 (4) One representative from each barangay covering the ENTMRPA;

4 (5) At least two (2) representatives from local POs with stakes in the ENTMRPA,
5 chosen from among themselves;

6 (6) At least three (3) representatives from the local NGOs with stakes in the
7 ENTMRPA, chosen from among themselves;

8 (7) One representative from government agencies involved in the ENTMRPA
9 management; and

10 (8) One representative from each tribal community residing within the
11 ENTMRPA;

12 Each member of the PAMB shall serve for a term of five (5) years and shall be
13 considered to represent his or her sector and deemed to carry the vote of such sector in
14 all matters. In the case of members who are government officials, the term of office shall
15 be attached to the office held.

16 The members of the PAMB shall be appointed by the Secretary of the DENR in
17 conformity with the provisions of the NIPAS Act. As a transitory provision, the initial
18 members of the PAMB shall be nominated from the current members of the interim
19 PAMBs of the five (5) component areas of the ENTMRPA. Their nominations shall be
20 conducted in a joint meeting of the current members of the interim PAMBs duly called
21 for the purpose; *Provided, further,* that at least one-third (1/3) of the members shall be
22 women.

23 In the selection of the representatives of POs and NGOs, preference shall be
24 accorded to those organizations that are involved in the conservation, protection and
25 development of the ENTMRPA. Representation shall be by institution and shall aim to
26 achieve balance in representation by geographic location or areas.

27 The representatives from the LGUs and national agencies in the PAMB shall include
28 among their duty to appraise their respective constituents, office or sector, of PAMB
29 approved or other relevant policies, rules, regulations, programs and projects and to
30 ensure that the provisions of this Act are observed, complied with, and used as
31 reference and framework in their respective plans, policies, programs and projects.
32 Failure to comply with the foregoing shall subject such representative to disciplinary
33 action as the PAMB may provide.

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

1 SEC. 6. *Powers and Functions of the PAMB.* - The PAMB of the ENTMRPA, which
2 shall decide by consensus or majority vote, shall have the following duties and
3 functions, in addition to the duties and functions enumerated in the implementing rules
4 and regulations of the NIPAS Act:

5 (1) Issue rules and regulations to prohibit acts that may be prejudicial to the
6 ENTMRPA and to the declaration of policy set forth under the NIPAS;

7 (2) Issue rules and regulations for the resolution of conflicts through appropriate
8 and effective means;

9 (3) Adopt rules and procedures in the conduct of business, including the creation of
10 committees to which its powers may be delegated;

11 (4) Approve the management plan and oversee the office of the PASu;

12 (5) Establish criteria and set fees for the issuance of permits for activities regulated
13 by this Act or the management plan;*

14 (6) Recommend the deputization of appropriate individuals, including local
15 community leaders, for the enforcement of the laws, rules and regulations governing the
16 conduct or management of the ENTMRPA;

17 (7) Approve fees and charges in accordance with DAO 51, Series of 2000 and
18 raise funds for the ENTMRPA;

19 (8) Manage the allocation of the ENTMRPA Fund, and other funds for the
20 ENTMRPA, ensure their proper administration and render accounting; and

21 (9) Recommend appropriate policy changes to the DENR and other government
22 authorities.

23 The DENR, through the Regional Executive Director (RED), shall ensure that the
24 PAMB acts within the scope of its powers and functions. In case of conflict between
25 administrative orders issued by the DENR pursuant to the NIPAS Act and the
26 resolutions issued by the PAMB, such conflict shall be referred by PAMB to the DENR
27 Secretary who shall decide whether to apply the rule or withdraw its application from
28 the ENTMRPA.

29 SEC. 7. *Protected Area Superintendent (PASu) Office.* - The Protected Area

30 Superintendent (PASu) Office is hereby created within the DENR Regional office to be
31 headed by the PASu who shall serve as the Chief Operating DENR Officer of the entire

1 ENTMRPA. The PASu shall report directly to the RED of the DENR-Region IV and shall
2 be accountable to the PAMB. The PASu and the PASu staff shall reside within the
3 ENTMRPA and establish an office in order to implement this Act.

4 The PASu shall have full responsibility for the protection of land, water, wildlife and
5 other natural physical and biological resources within the ENTMRPA. As such, the
6 PASu shall have the following powers and functions in addition to those provided under
7 the NIPAS and its implementing rules and regulations:

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

10 (2) Prepare the management plan as herein defined;

11 (3) Provide a secretariat for the PAMB and supply the PAMB with all the necessary
12 information to make appropriate decisions for the implementation of this Act;

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

16 (5) Monitor all activities within the ENTMRPA to ensure its conformity with the
17 management plan;

18 (6) Ensure the integration of the ENTMRPA management policies, regulations,
19 programs and projects in all concerned national and local government unit levels;

20 (7) Recommend the issuance of permits based on terms, conditions and criteria
21 established by the PAMB; and

22 (8) Perform such other powers and duties as may from time to time be prescribed by the
23 PAMB and higher authorities.

24 *SEC. 8. Indigenous People's Rights.* – Ancestral domain and other customary rights
25 and interests of indigenous communities within the ENTMRPA shall be accorded due
26 recognition. The preservation of ancestral domain and customary rights shall be
27 considered as one of the management objectives. The maintenance, management and
28 development of ancestral domains which are found to be necessary for ENTMRPA will
29 be pursuant to Section 58 of Republic Act No. 8371, otherwise known as the "The
30 Indigenous Peoples Rights Act of 1997 (IPRA)".

31 The identification, delineation and recognition of ancestral domain claims within the
32 ENTMRPA shall be conducted by the National Commission on Indigenous Peoples
33 (NCIP) pursuant to the provisions the IPRA, and its implementing rules and regulations,

1 in coordination with the PAMB.

2 *SEC. 9. Tenured Migrants and Other ENTMRPA Occupants.* –Tenured migrants shall
3 be eligible become stewards of portions of lands within allowable zones. The PAMB
4 shall identify, verify and review all tenurial instruments, land claims, and issuances of
5 permits for resource use within the ENTMRPA and recommend the issuance of the
6 appropriate tenurial instrument consistent with the zoning provided in the management
7 plan.

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

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

15 Other ENTMRPA occupants who do not qualify as tenured migrants shall be resettled
16 outside the ENTMRPA as determined by the PAMB. The PAMB shall determine, plan
17 and implement a definite schedule for resettling them outside of the ENTMRPA
18 following the procedures set forth by existing law.

19 *SEC. 10. Prohibited Acts and Penalties.* – The following shall be the
20 prohibitions and penalties applicable to the ENTMRPA, in addition to the prohibited acts
21 as provided in the NIPAS Act and its pertinent rules and regulations:

22 (A) The penalties provided for in Articles 309 and 310 of the Revised Penal Code,
23 depending on the value of the resources taken, damaged or destroyed, shall be
24 imposed upon any person who:

25 (1) Takes, destroys, collects, disturbs or possesses any wild terrestrial or aquatic plants
26 or animals, flora or fauna, sand, rocks or by-products derived therefrom, within
27 particularly identified regulated or prohibited areas zones in the ENTMRPA including
28 private lands without the necessary permit, authorization or exemption: *Provided,* That
29 hunting of animals shall be absolutely prohibited except for scientific research and for
30 traditional hunting by the IPs/ICCs;

31 (2) Cuts, gathers, removes or collects timber or any forest products, within particularly
32 identified regulated or prohibited areas or zones in the ENTMRPA including private
33 lands without the necessary permit, authorization or exemption;

1 (3) Possesses or transports, within or outside the ENTMRPA any timber, forest
2 products, wild terrestrial or aquatic plants, animals, flora or fauna, or by-product derived
3 therefrom which is ascertained to have been taken from the ENTMRPA;
4 (4) Undertakes mineral exploration or extraction within the ENTMRPA;
5 (5) Engages in quarrying of sand, gravel, guano, limestone or any material within the
6 ENTMRPA;

7 (6) Hunts, collects, removes or destroys any endangered or protected species, except
8 when collection or removal is for scientific research and exempted from the prohibition
9 by the PAMB;

10 (7) Conducts bioprospecting within the ENTMRPA without prior PAMB approval in
11 accordance with existing guidelines; or

12 (8) Establishes or introduces exotic species within the ENTMRPA which are detrimental
13 to endemic species or without prior PAMB approval.

14 (B) A fine of not less than Five thousand pesos (P5,000.00) nor more than Five hundred
15 thousand pesos (P500,000.00) and/or imprisonment from one (1) year but not more
16 than six (6) years shall be imposed upon any person who:

17 (1) Violates any rules and regulations in the management plan or by the PAMB or
18 agreements reached before the PAMB in the exercise of adjudicative functions;

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

25 (3) Possesses a chainsaw, hacksaw and other mechanized equipment within the
26 ENTMRPA without a permit;

27 (4) Throws, dumps or causes to be dumped into the ENTMRPA any non-biodegradable
28 material or waste whether liquid, solid or gas;

29 (5) Uses, dumps, places or causes to be placed into the ENTMRPA toxic chemicals,
30 including pesticides and other hazardous substances, unless the same is expressly
31 allowed in the management plan;

32 (6) Prospects, hunts or otherwise locates hidden treasures within the
33 ENTMRPA;

34 (7) Informally occupies or dwells in any land within the ENTMRPA without clearance
35 from the PAMB;

36 (8) Posseses or uses blasting caps or explosives anywhere within the ENTMRPA;

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

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

5 (11) Engages in kaingin, or, in any manner, causing forest fires inside the ENTMRPA; or

6 (12) Purchases, or sells, mortgages or leases lands or other portions of the ENTMRPA
7 which are covered by any tenurial instrument.

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

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

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

28 The penalties specified in this Section will be in addition to the penalties contained in
29 RA 9072 (National Caves and Cave Resources Management and Protection Act), RA
30 9147 (Wildlife Resources Conservation and Protection Act), and other related laws.
31 Conviction for any offense under this Act, of a public officer or officer of the law shall

1 carry the accessory penalty of perpetual disqualification from public office.

2 SEC. 11. *Special Prosecutor and Retained Counsel.* – Within thirty (30) days from the
3 effectivity of this Act, the Department of Justice (DOJ) shall appoint a special prosecutor
4 to whom all cases of violation of laws, rules and regulations in the ENTMRPA shall be
5 assigned. Such Special Prosecutor shall coordinate with the PAMB and the PASu in
6 the performance of his/her duties and assist in the training of wardens and rangers in
7 arrest and criminal procedures. The PAMB may retain the services of a counsel to
8 prosecute and/or assist in the prosecution of cases under the direct control and
9 supervision of the regular or special prosecutor and to defend the members of the
10 PAMB, the PASu and the staff, or any person assisting in the protection, conservation
11 and sustainable development of the ENTMRPA, against any legal action related to their
12 powers, functions and responsibilities as provided in this Act or as delegated or tasked
13 by the PAMB.

14 SEC. 12. *El Nido-Taytay Managed Resource Protected Area Fund.* –There is hereby
15 established a trust fund to be known as the El Nido-Taytay Managed Resource
16 Protected Area Fund for purposes of financing projects of the ENTMRPA. Seventy-five
17 percent (75%) income generated from the operation of the ENTMRPA or management
18 of wild flora and fauna in the ENTMRPA shall accrue to the fund. The remaining twenty-
19 five percent (25%) shall go to the Integrated Protected Areas Fund (IPAF) as
20 established in the NIPAS Act of 1992.

21 Income shall be derived from visitors/tourists fee, fees from permitted sale and
22 export of flora and fauna and other resources from the ENTMRPA, proceeds from the
23 registration and lease of multiple-use areas, including tourism concessions, fees,
24 proceeds, and contributions from industries and facilities directly benefiting from the
25 ENTMRPA, and such other fees and income derived from the operation of the
26 ENTMRPA.

27 The PAMB may impose and charge reasonable fees, such as but not limited to
28 water users fee for water extracted by commercial water extractors/distributors sourced
29 and generated from the protected area. Such fee structure may change as the PAMB
30 may see fit.

31 The Fund may be augmented by grants, donations, endowment from various sources,
32 domestic or foreign, for purposes related to their functions: *Provided*, disbursements
33 therefrom shall be made solely for the protection, maintenance, administration and
34 management of the system, and duly approved projects endorsed by the PAMB in
35 accordance with existing accounting and budgeting rules and regulations: *Provided*,

1 further, That the Fund shall not be used to cover personal services expenditures.
2 The LGUs shall continue to impose and collect all other fees not enumerated herein
3 which they have traditionally collected, such as business permits, property tax and
4 rentals of LGUs' facilities. *Provided*, LGUs may charge add-ons to fees imposed by the
5 PAMB: *Provided*, That such add-ons shall be determined based on the contribution of
6 the LGUs in the maintenance and protection of the ENTMRPA.

7 SEC. 13. *Existing Facilities Within the ENTMRPA.* – Within sixty (60) days from the
8 effectivity of this Act, major existing facilities such as roads, buildings, water systems,
9 transmission lines, communication facilities, heavy equipment, and irrigation facilities
10 existing within the boundaries of the ENTMRPA shall submit project description to the
11 PAMB through the PASu.

12 The PAMB, with the assistance of the DENR, shall determine whether the existence of
13 such facility and its future plan and operations will be detrimental to the ENTMRPA or
14 whether conditions for its operation shall be imposed. If any such conditions are
15 violated, the owner of the facility shall be liable to pay a fine of Five Thousand Pesos
16 (P5,000.00) for every violation. Upon reaching a total fine of Five Hundred Thousand
17 Pesos (P500,000.00), the PAMB through the PASu and deputizing other government
18 entities, shall cause the cessation and demolition of the facility at the cost of its owner.

19 Existing facilities allowed to remain within the ENTMRPA may be charged a reasonable
20 royalty by the DENR. All income from such royalty shall accrue to the ENTMRPA Fund.

21 SEC. 14. *Utilization of Resources.* – Any exploitation of or utilization of nonrenewable
22 resources within the ENTMRPA shall not be allowed. Energy projects within the
23 ENTMRPA shall be allowed only through an act of Congress except energy from wind,
24 sun and water sources of not more than one (1) megawatt capacity for mini-hydro
25 power: *Provided*, That these renewable energy projects are established outside the
26 strict protection zone, adopt reduced impact technologies and undergo the
27 environmental impact assessment (EIA) system as provided by law and: *Provided*,
28 *Further*, that the PAMB endorsement has been obtained.

29 SEC. 15. *Appropriations.* – The Secretary of the DENR shall include in its program the
30 implementation of this Act, the funding of which shall be included in the annual General
31 Appropriations Act.

32 SEC. 16. *Construction and Suppletory Application of Existing Laws.* - The provisions of

1 this Act shall be construed liberally in favor of achieving biodiversity conservation,
2 protection and sustainable development Provisions of Republic Act No. 7586, otherwise
3 known as the National Integrated Protected Areas Management Act of 1992 and
4 existing forestry laws, and their corresponding rules and regulations not inconsistent
5 hereto shall have the suppletory effect in the implementation of this Act.

6 *SEC. 17. Transitory Provisions.* – In order to ensure the recovery and restoration of
7 biological diversity and to develop sustainable livelihood opportunities for tenured
8 migrants, the DENR shall henceforth cease to issue concessions, licenses, permits,
9 clearances, compliance documents or any other instrument that allows exploitation and
10 utilization of resources within the ENTMRPA until the management plan shall have been
11 put into effect.

12 All existing land use and resource use permits within the ENTMRPA shall be
13 reviewed and shall not be renewed upon their expiration unless consistent with the
14 management plan and approved by the PAMB. Moreover, areas determined by wildlife
15 habitat and potable water sources and reservoirs shall be declared protected and
16 special use zones, respectively, and their management and uses shall be consistent
17 with the provision of the respective executive orders, presidential proclamations and
18 amendments establishing them.

19 *SEC. 18. Reporting Responsibility.* – The PASu, through the PAMB, shall submit an
20 annual accomplishment report to the Secretary of the DENR on the activities
21 undertaken in the ENTMRPA.

22 *SEC. 19. Separability Clause.* – If, for any reason, any part or section of this Act
23 is declared invalid or unconstitutional, such other parts not affected thereby shall
24 continue to be in full force and effect.

25 *SEC. 20. Repealing Clause.* –All laws, decrees, proclamations, rules and regulations
26 inconsistent with the provisions of this Act are hereby repealed or modified accordingly.

27 *SEC. 21. Effectivity Clause.* This Act shall take effect fifteen (15) days after its complete
28 publication in the *Official Gazette* or in a national newspaper of general circulation
29 available in the ENTMRPA.

30 Approved,