



SENATE

S. No. 1444

PREPARED BY THE COMMITTEES ON ENVIRONMENT AND
NATURAL RESOURCES; FINANCE; AND TOURISM WITH
SENATORS LEGARDA, VILLAR, ESCUDERO, BINAY, ZUBIRI
AND VILLANUEVA AS AUTHORS THEREOF

AN ACT DECLARING PROTECTED AREAS AND
PROVIDING FOR THEIR MANAGEMENT,
AMENDING FOR THIS PURPOSE REPUBLIC ACT
NO. 7586, OTHERWISE KNOWN AS THE
NATIONAL INTEGRATED PROTECTED AREAS
SYSTEM (NIPAS) ACT OF 1992, AND FOR OTHER
PURPOSES

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

1 SECTION 1. Section 1 of Republic Act No. 7586 is
2 hereby amended to read as follows:

3 “SECTION 1. *Title.* – This Act shall be
4 known and referred to as the “EXPANDED
5 National Integrated Protected Areas System
6 Act of [1992] 2017”.”

1 SEC. 2. Section 2 of Republic Act No. 7586 is hereby
2 amended to read as follows:

3 “SEC. 2. *Declaration of Policy.* –

4 Cognizant of the profound impact of [man's]
5 HUMAN activities on all components of the
6 natural environment particularly the effect of
7 increasing population, resource exploitation
8 and industrial advancement, and recognizing
9 the critical importance of protecting and
10 maintaining the natural, biological, and
11 physical diversities of the environment notably
12 on areas with biologically unique features to
13 sustain human life and development, as well as
14 plant and animal life, it is hereby declared the
15 policy of the State to secure for the Filipino
16 people of present and for future generations,
17 the perpetual scheme of all native plants and
18 animals through the establishment of a
19 comprehensive system of integrated protected

1 areas within the classification of national park
2 as provided for in the Constitution.

3 "It is hereby recognized that these areas,
4 although distinct in features, possess common
5 ecological values that may be incorporated into
6 a holistic plan representative of our natural
7 heritage; that effective administration of these
8 areas is possible only through cooperation
9 among the national government, local
10 governments and concerned private
11 organizations; and that the use and enjoyment
12 of these protected areas must be consistent
13 with the principles of biological diversity and
14 sustainable development.

15 "To this end, there is hereby established a
16 National Integrated Protected Areas System
17 (NIPAS), which shall encompass outstandingly
18 remarkable areas and biologically important
19 public lands that are habitats of rare and
20 THREATENED species of plants and animals,

1 biogeographic zones and related ecosystems,
2 whether terrestrial, wetland or marine, all of
3 which shall be designated as "protected areas."

4 THE SYSTEM SHALL RECOGNIZE
5 CONSERVATION AREAS AND THE
6 MANAGEMENT REGIMES OF LOCAL
7 GOVERNMENT UNITS (LGUs),
8 COMMUNITIES AND INDIGENOUS
9 PEOPLES (IPs).

10 "THE STATE SHALL ENSURE THE
11 FULL IMPLEMENTATION OF THIS ACT BY
12 ESTABLISHING THE INSTITUTIONAL
13 MECHANISM FOR THE MOBILIZATION OF
14 RESOURCES AND PROVIDING FOR
15 ADEQUATE SCIENTIFIC AND TECHNICAL
16 SUPPORT FOR THE CONSERVATION OF
17 BIODIVERSITY AND THE INTEGRITY OF
18 THE ECOSYSTEM."

19 SEC. 3. Section 4 of Republic Act No. 7586 is hereby
20 amended to read as follows:

1 “SEC. 4. *Definition of Terms.* – For
2 purposes of this Act, the following terms shall
3 be defined as follows:

4 “[1.] A) *National Integrated Protected*
5 *Areas System (NIPAS)* [is] REFERS TO the
6 classification and administration of all
7 designated protected areas to maintain
8 essential ecological processes and life-support
9 systems, to preserve genetic diversity, to
10 ensure sustainable use of resources found
11 therein, and to maintain their natural
12 conditions to the greatest extent possible;

13 “[2.] B) *Protected Area* refers to identified
14 portions of land and/OR water set aside by
15 reason of their unique physical and biological
16 significance, managed to enhance biological
17 diversity and protected against destructive
18 human exploitation;

19 “[3.] C) *Buffer Zones* refer to identified
20 areas outside the boundaries of and

1 immediately adjacent to designated protected
2 areas pursuant to Section 8 that need special
3 development control in order to avoid or
4 minimize harm to the protected area;

5 “[4.] D) *Indigenous Cultural Community*
6 (*ICC*)/*INDIGENOUS PEOPLE (IP)* refers to a
7 group of people sharing common bonds of
8 language, customs, traditions and other
9 distinctive cultural traits, and who have, since
10 time immemorial, occupied, possessed and
11 utilized a territory;

12 “[5.] E) *National Park* refers to [a forest
13 reservation essentially of natural wilderness
14 character which has been withdrawn from
15 settlement, occupancy and any form of
16 exploitation except in conformity with
17 approved management plan and set aside as
18 such exclusively to conserve the area or
19 preserve the scenery, the natural and historic
20 objects, wild animals and plant therein and to

1 provide enjoyment of these features in such
2 areas.] THE LANDS OF THE PUBLIC
3 DOMAIN CLASSIFIED AS SUCH IN THE
4 1987 PHILIPPINE CONSTITUTION WHICH
5 INCLUDE ALL AREAS AS CATEGORIZED
6 UNDER SECTION 4 OF THIS ACT,
7 PRIMARILY DESIGNATED FOR THE
8 CONSERVATION OF NATIVE PLANTS AND
9 ANIMALS, THEIR ASSOCIATED HABITATS
10 AND CULTURAL DIVERSITY;

11 “[6.] F) *Natural Monument* [is] REFERS
12 TO a relatively small area focused on the
13 protection of small features to protect or
14 preserve nationally significant natural features
15 on account of their special interest or unique
16 characteristics;

17 “[7.] G) *Natural Biotic Area* [is] REFERS
18 TO an area set aside to allow the way of life of
19 societies living in harmony with the

1 environment to adapt to modern technology at
2 their pace;

3 “[8.] H) *Natural Park* [is] REFERS TO a
4 relatively large area not materially altered by
5 human activity, where extractive resource uses
6 are not allowed and IS maintained to protect
7 outstanding natural and scenic areas of
8 national or international significance for
9 scientific, educational, and recreational use;

10 “[9.] I) *Protected Landscapes AND/OR*
11 *Seascapes* [are] REFER TO areas of national
12 significance which are characterized by the
13 harmonious interaction of HUMAN and land
14 while providing opportunities for public
15 enjoyment through [the] recreation, [and]
16 tourism [within the normal lifestyle] and
17 OTHER economic activit[y]IES [of these areas];

18 “[10.] J) *Resource Reserve* [is] REFERS
19 TO an extensive and relatively isolated and

1 uninhabited area, [normally with] difficult TO
2 access AND designated [as such] to protect
3 natural resources [of the area for] THEREIN
4 for future [use] UTILIZATION and TO prevent
5 or contain development activities that could
6 affect the resource pending the establishment
7 of objectives which are based upon appropriate
8 knowledge and planning;

9 " [11.] K) *Strict Nature Reserve* [is]
10 REFERS TO an area possessing some
11 outstanding ecosystem, features, and [/or]
12 species of flora and fauna of national scientific
13 importance maintained to protect nature and
14 maintain processes in an undisturbed state in
15 order to [have] PRESERVE ecologically
16 representative examples of the natural
17 environment available for scientific study,
18 environmental monitoring, education, and for

1 the maintenance of genetic resources in a
2 dynamic and evolutionary state;

3 “[12.] L) *Tenured Migrant Communities*
4 [are] REFER TO communities within protected
5 areas which have [actually and continuously
6 occupied such areas for] BEEN EXISTING OR
7 ESTABLISHED five (5) years before the
8 designation of the same as protected areas in
9 accordance with this Act and WHICH are
10 [solely] substantially dependent there[IN]ON
11 for subsistence; [and]

12 “[13.] M) *Wildlife Sanctuary* [comprises]
13 REFERS TO an area which assures the natural
14 conditions necessary to protect nationally
15 significant species, groups of species, biotic
16 communities or physical features of the
17 environment where these may require specific
18 human manipulations for their perpetuation[.];

19 “N) *BIOPROSPECTING* REFERS TO
20 THE RESEARCH, COLLECTION, AND

1 UTILIZATION OF BIOLOGICAL AND
2 GENETIC RESOURCES FOR PURPOSES OF
3 APPLYING THE KNOWLEDGE DERIVED
4 THEREFROM SOLELY FOR COMMERCIAL
5 PURPOSES;

6 "O) *BY-PRODUCTS OR DERIVATIVES*
7 REFER TO ANY PART TAKEN OR
8 SUBSTANCE EXTRACTED FROM
9 WILDLIFE, IN RAW OR IN PROCESSED
10 FORM. THESE INCLUDE STUFFED
11 ANIMALS AND HERBARIUM SPECIMENS;

12 "P) *COLLECTION OR COLLECTING*
13 REFERS TO THE ACT OF GATHERING OR
14 HARVESTING WILDLIFE AND ITS BY-
15 PRODUCTS OR DERIVATIVES;

16 "Q) *CONVEYANCE* REFERS TO
17 EVERY KIND OF VESSEL, INCLUDING
18 MOTORIZED OR NON-MOTORIZED
19 VEHICLES, NON-DISPLACEMENT CRAFTS
20 AND SEAPLANES THAT ARE USED OR

1 MAY BE USED AS A MEANS OF
2 TRANSPORTATION ON LAND OR WATER;

3 "R) *DECLARED PROTECTED AREAS*
4 REFER TO THOSE INCLUDED IN THE
5 NIPAS THROUGH AN ACT OF CONGRESS
6 AND CLASSIFIED AS NATIONAL PARK;

7 "S) *DELINEATION* REFERS TO THE
8 ACTUAL GROUND SURVEY OF THE
9 BOUNDARIES OF PROTECTED AREAS AND
10 THEIR BUFFER ZONES INCLUDING
11 DESIGNATED MANAGEMENT ZONES
12 USING THE GLOBAL POSITIONING
13 SYSTEM (GPS) OR OTHER APPLICABLE
14 SURVEY INSTRUMENTS AND
15 TECHNOLOGIES CONDUCTED FOR THE
16 PURPOSE OF DRAWING UP A MAP OF THE
17 AREA;

18 "T) *DELISTED PROTECTED AREAS*
19 REFER TO THOSE UNDER THE
20 JURISDICTION OF OTHER GOVERNMENT

1 INSTRUMENTALITIES AS PROVIDED BY
2 LAW. DELISTED AREAS REMAIN PART OF
3 THE NIPAS BUT ARE ADMINISTERED BY
4 THE AUTHORIZED GOVERNMENT
5 INSTRUMENTALITIES;

6 "U) *DEMARCATION* REFERS TO THE
7 ESTABLISHMENT OF THE BOUNDARIES
8 OF PROTECTED AREAS AND THEIR
9 BUFFER ZONES USING VISIBLE
10 MARKERS, MONUMENTS, BUOYS IN CASE
11 OF MARINE AREAS, AND KNOWN
12 NATURAL FEATURES AND LANDMARKS,
13 AMONG OTHERS, AS A RESULT OF THE
14 ACTUAL GROUND DELINEATION;

15 "V) *DESIGNATED PROTECTED AREAS*
16 REFER TO THE INITIAL COMPONENTS OF
17 THE NIPAS IN ACCORDANCE WITH
18 SECTION 5 HEREOF;

19 "W) *DISESTABLISHED AREAS* REFER
20 TO FORMER PROTECTED AREAS WHICH

1 ARE COMPLETELY WITHDRAWN FROM
2 THE NIPAS IN ACCORDANCE WITH
3 SECTION 7 OF THE NIPAS ACT AND
4 THEREBY CAUSING THEIR REVISION
5 FROM NATIONAL PARK TO TIMBERLAND
6 OR FOREST LAND;

7 "X) *ECOSYSTEM GOODS AND*
8 *SERVICES* REFER TO THE MULTITUDE OF
9 MATERIAL AND NON-MATERIAL
10 PROVISIONS AND BENEFITS FROM
11 HEALTHY ECOSYSTEMS NECESSARY FOR
12 HUMAN SUSTENANCE AND SURVIVAL
13 INCLUDING SUPPORTING PROCESSES,
14 PROVISIONING AND REGULATING OF THE
15 ENVIRONMENT AND PRESERVING CULTURAL
16 RESOURCES;

17 "Y) *ENDEMIC SPECIES* REFER TO
18 THE SPECIES OR SUBSPECIES OF FLORA
19 AND FAUNA WHICH ARE NATURALLY

1 OCCURRING AND FOUND ONLY WITHIN
2 SPECIFIC AREAS IN THE COUNTRY;

3 "Z) *ESTABLISHED PROTECTED*
4 *AREAS* REFER TO THOSE WITH
5 PRESIDENTIAL PROCLAMATION ISSUED
6 IN ACCORDANCE WITH SECTION 5
7 HEREOF;

8 "AA) *EXOTIC SPECIES* REFER TO THE
9 SPECIES OR SUBSPECIES OF FLORA AND
10 FAUNA WHICH HISTORICALLY, HAVE
11 NOT BEEN NATURALLY OCCURRING
12 WITHIN THE PROTECTED AREA;

13 "BB) *EXPLORATION* REFERS TO THE
14 ACT OF SEARCHING OR PROSPECTING
15 FOR MINERAL AND ENERGY RESOURCES,
16 BY GEOLOGICAL, GEO-CHEMICAL OR
17 GEOPHYSICAL SURVEYS, REMOTE
18 SENSING, TEST PITTING, TRENCHING,
19 DRILLING, SHAFT SINKING, TUNNELING
20 OR ANY OTHER MEANS FOR THE

1 PURPOSE OF DETERMINING THE
2 EXISTENCE, EXTENT, QUANTITY, AND
3 QUALITY THEREOF, AND THE
4 FEASIBILITY OF UTILIZING THESE
5 RESOURCES FOR PROFIT;

6 “CC) *GEAR* REFERS TO ANY
7 INSTRUMENT OR DEVICE AND ITS
8 ACCESSORIES UTILIZED IN TAKING,
9 CATCHING, GATHERING, KILLING,
10 HUNTING, DESTROYING, DISTURBING,
11 REMOVING, OR POSSESSING RESOURCES
12 WITHIN THE PROTECTED AREA;

13 “DD) *GENETICALLY MODIFIED*
14 *ORGANISM (GMO)* REFERS TO ANY LIVING
15 ORGANISM THAT POSSESSES A NOVEL
16 COMBINATION OF GENETIC MATERIAL
17 OBTAINED THROUGH THE USE OF MODERN
18 BIOTECHNOLOGY;

19 “EE) *HUNTING* REFERS TO THE
20 KILLING OR CATCHING OF WILD FAUNA

1 FOR FOOD AND RECREATIONAL
2 PURPOSES, WITH THE USE OF WEAPONS
3 SUCH AS GUNS, BOW AND ARROW,
4 SPEARS, TRAPS AND SNARES;

5 "FF) *INTEGRATED PROTECTED AREA*
6 *FUND (IPAF)* REFERS TO THE SPECIAL
7 ACCOUNT ESTABLISHED FOR THE
8 PURPOSE OF FINANCING THE PROJECTS
9 OF THE NIPAS AND INDIVIDUAL
10 PROTECTED AREAS IN ACCORDANCE
11 WITH SECTION 16 HEREOF;

12 "GG) *INVASIVE ALIEN SPECIES* REFER
13 TO SPECIES INTRODUCED DELIBERATELY
14 OR UNINTENTIONALLY OUTSIDE THEIR
15 NATURAL HABITATS WHERE THEY HAVE
16 THE ABILITY TO ESTABLISH THEMSELVES,
17 INVADE, OUTCOMPETE NATIVE SPECIES
18 AND TAKE OVER THE NEW ENVIRONMENT;

19 "HH) *KAINGIN* REFERS TO THE
20 SLASH AND BURN CULTIVATION OF

1 VEGETATED LAND IN A PROTECTED
2 AREA, WHETHER OCCUPIED OR NOT,
3 SHIFTING AND PERMANENT AND HAVING
4 LITTLE OR NO PROVISION TO PREVENT
5 SOIL EROSION;

6 "II) *MULTIPLE-USE ZONE* REFERS TO
7 THE PORTION OF THE PROTECTED AREA
8 WHERE SETTLEMENT, TRADITIONAL OR
9 SPECIAL USES THAT MAYBE ALLOWED AS
10 PROVIDED FOR IN SECTION 25 HEREOF AND
11 OTHER INCOME GENERATING OR
12 LIVELIHOOD ACTIVITIES MAY BE ALLOWED
13 TO THE EXTENT PRESCRIBED IN THE
14 MANAGEMENT PLAN;

15 "JJ) *OCCUPYING* REFERS TO A
16 CONTINUOUS STAY OF INDIVIDUALS OR
17 GROUPS WITHIN A PROTECTED AREA,
18 WHETHER RESIDING OR ENGAGING IN
19 THE CULTIVATION OF LAND OR FISHING
20 FOR MORE THAN 24-HOURS;

1 “KK) *PARK OPERATIONS SUPERINTENDENT*
2 (*PASU*) REFERS TO THE CHIEF OPERATING
3 OFFICER OF THE PROTECTED AREA WITH A
4 PERMANENT PLANTILLA POSITION IN THE
5 DEPARTMENT OF ENVIRONMENT AND NATURAL
6 RESOURCES (DENR);

7 “LL) *POACHING* REFERS TO GATHERING,
8 COLLECTING, OR POSSESSING PRODUCTS OR
9 NATURAL RESOURCES FROM THE
10 PROTECTED AREA BY ANY INDIVIDUAL
11 PERSON, CORPORATION OR ENTITY
12 WHETHER LOCAL OR FOREIGN; IN THE
13 CASE OF MARINE PROTECTED AREAS,
14 THIS SHALL REFER TO OPERATING ANY
15 FOREIGN FISHING VESSELS BY ANY
16 PERSON, CORPORATION, OR ENTITY
17 WITHOUT A PERMIT;

18 “MM) *PROTECTED AREA OCCUPANTS*
19 REFER TO PERSONS WHO ARE RESIDING,
20 UTILIZING, AND CULTIVATING AREAS

1 WITHIN THE PROTECTED AREA. THESE
2 INCLUDE PRIVATE OWNERS, INDIGENOUS
3 PEOPLE, TENURED MIGRANTS AND
4 INFORMAL SETTLERS;

5 “NN) *PROTECTED AREA RETAINED*
6 *INCOME ACCOUNT* REFERS TO THE
7 TRUST FUND MAINTAINED BY ANY
8 PROTECTED AREA AND ADMINISTERED
9 BY THE RESPECTIVE PAMB
10 REPRESENTING THE 75% OF REVENUES
11 GENERATED FROM THE PROTECTED
12 AREA TO SUPPORT ITS MANAGEMENT;

13 “OO) *PROTECTED SPECIES* REFER TO
14 ANY PLANT OR ANIMAL DECLARED
15 PROTECTED UNDER PHILIPPINE LAWS,
16 RULES AND REGULATIONS. THESE
17 SHALL INCLUDE ALL SPECIES LISTED
18 UNDER THE CONVENTION ON
19 INTERNATIONAL TRADE IN ENDANGERED
20 SPECIES OF WILD FLORA AND FAUNA

1 (CITES) AND ALL ITS ANNEXES, THE
2 CONVENTION ON THE CONSERVATION
3 OF MIGRATORY SPECIES (CMS), THOSE
4 SPECIFIED UNDER THE RED-LIST
5 CATEGORIES OF THE INTERNATIONAL
6 UNION FOR THE CONSERVATION OF
7 NATURE AND NATURAL RESOURCES
8 (IUCN), OR ANY PLANT OR ANIMAL
9 WHICH THE DENR, PROTECTED AREA
10 MANAGEMENT BOARD (PAMB) OR ANY
11 GOVERNMENT AGENCY MAY DEEM
12 NECESSARY FOR CONSERVATION AND
13 PRESERVATION IN THE PROTECTED
14 AREA;

15 "PP) *QUARRYING* REFERS TO THE
16 PROCESS OF EXTRACTING FROM
17 TRANSPORTING, REMOVING AND
18 DISPOSING OUT OF THE PROTECTED
19 AREA SAND, GRAVEL, GUANO,
20 LIMESTONE OR ANY MATERIAL

1 RESOURCES FOUND WITHIN THE
2 PROTECTED AREA. THIS SHALL ALSO
3 INCLUDE ANY COMMON ROCK OR OTHER
4 MINERAL SUBSTANCES AS THE
5 DIRECTOR OF THE MINES AND
6 GEOSCIENCES BUREAU MAY DECLARE AS
7 QUARRY RESOURCES SUCH AS
8 ANDESITE, BASALT, CONGLOMERATE,
9 CORAL SAND, DIATOMACEOUS EARTH,
10 DIORITE, DECORATIVE STONES, GABBRO,
11 GRANITE, LIMESTONE, MARBLE, MARL,
12 RED BURNING CLAYS FOR POTTERIES
13 AND BRICKS, RHYOLITE, ROCK
14 PHOSPHATE, SANDSTONE, SERPENTINE,
15 SHALE, TUFF, VOLCANIC CINDERS, AND
16 VOLCANIC GLASS FROM THE PROTECTED
17 AREA;

18 "QQ) *SPECIAL ACCOUNT IN THE*
19 *GENERAL FUND (SAGF)* REFERS TO THE
20 TRUST FUND DEPOSITED TO THE

1 NATIONAL TREASURY REPRESENTING
2 THE TWENTY-FIVE PERCENT (25%) OF
3 THE REVENUES GENERATED FROM THE
4 OPERATION OF INDIVIDUAL PROTECTED
5 AREA AND EARMARKED TO SUPPORT THE
6 NATIONAL INTEGRATED PROTECTED
7 AREAS SYSTEM;

8 "RR) *SPECIAL USE* REFERS TO THE
9 DEVELOPMENT OF LAND AND/OR WATER TO
10 SUPPORT ECOTOURISM ACTIVITIES AND
11 SIMILAR ESTABLISHMENTS INCLUDING
12 FACILITIES OR STRUCTURES OF NATIONAL
13 INTEREST SUCH AS COMMUNICATION
14 FACILITIES, TRANSMISSION LINES, RIGHTS
15 OF WAY, EARLY WARNING AND
16 MONITORING STATIONS, AMONG OTHERS,
17 AS PROVIDED IN SECTION 25 HEREOF;

18 "SS) *TENURED MIGRANTS* REFER TO
19 MEMBERS OF TENURED MIGRANT
20 COMMUNITIES AS DEFINED IN THIS ACT;

1 “TT) *THREATENED SPECIES* REFER TO
2 A GENERAL TERM TO DENOTE SPECIES OR
3 SUBSPECIES CONSIDERED AS CRITICALLY
4 ENDANGERED, VULNERABLE, OR OTHER
5 ACCEPTED CATEGORIES OF WILDLIFE
6 WHOSE POPULATION IS AT RISK OF
7 EXTINCTION;

8 “UU) *WILDLIFE* REFERS TO THE
9 WILD FORMS AND VARIETIES OF FLORA
10 AND FAUNA, IN ALL DEVELOPMENTAL
11 STAGES, INCLUDING THOSE WHICH ARE
12 IN CAPTIVITY OR ARE BEING BRED, FED,
13 OR PROPAGATED.”

14 SEC. 4. Section 5 of Republic Act No. 7586 is hereby
15 amended to read as follows:

16 “SEC. 5. *Establishment and Extent of the*
17 *System.* – The establishment and operationalization
18 of the system shall involve the following:

19 “(a) All areas or islands in the Philippines
20 proclaimed, designated or set aside, pursuant

1 to a law, presidential decree, presidential
2 proclamation or executive order as national
3 park, game refuge, bird and wildlife sanctuary,
4 wilderness area, strict nature reserve,
5 watershed, mangrove reserve, fish sanctuary,
6 natural and historical landmark, protected and
7 managed landscape/seascape as well as
8 identified AND STILL TO BE IDENTIFIED
9 [virgin] OLD-GROWTH forests before the
10 effectivity of this Act, are hereby designated as
11 initial components of the System. The initial
12 components of the System shall be governed by
13 existing laws, rules and regulations, not
14 inconsistent with this Act UNTIL DELISTED
15 OR DISESTABLISHED;

16 "A.1. ESTABLISHMENT AS PROTECTED
17 AREAS. – ASIDE FROM THE AREAS ALREADY
18 DECLARED AS PROTECTED AREAS
19 THROUGH ACTS OF CONGRESS, THE
20 FOLLOWING PARCELS OF LAND ARE

1 HEREBY ESTABLISHED AS PROTECTED
2 AREAS WITHIN THE LAND CLASSIFICATION
3 OF NATIONAL PARK:

4	Protected Area	Area (has)
5	Region I	
6	1 Agoo Damortis Protected	10,774.68
7	Landscape and Seascape	
8	2 Bessang Pass Natural	581.05
9	Monument/ Landmark	
10	3 Bigbiga Protected Landscape	142.87
11	4 Kalbario- Patapat	3,903.19
12	Natural Park	
13	5 Libunao Protected Landscape	47.15
14	6 Lidlidda Banayoyo	1,042.29
15	Protected Landscape	
16	7 Manleluag Spring	1,938.83
17	Protected Landscape	
18	8 Salcedo Protected Landscape	196.33
19	(formerly Santa Lucia Protected	
20	Landscape)	

1	Region II		
2	9	Casecnan Protected Landscape	86,246.77
3	10	Palaui Island Marine Reserve	8,048.57
4	11	Peñablanca Protected Landscape	118,653.67
5		and Seascape	
6	12	Quirino Protected Landscape	183,415.75
7	13	Salinas Natural Monument	5,966.05
8	14	Tumauni Watershed	6,509.38
9		Forest Reserve	
10	Region III		
11	15	Amro River Protected	6,431.30
12		Landscape	
13	16	Bataan Natural Park	20,004.17
14	17	Dinadiawan River	3,366.54
15		Protected Landscape	
16	18	Masinloc and Oyon Bay	7,558.00
17		Marine Reserve	
18	19	Roosevelt Protected Landscape	950.43
19	20	Simbahan-Talagas Protected	2,284.30
20		Landscape	
21	21	Talaytay Protected Landscape	3,598.31

1		NCR	
2	22	Las Piñas-Parañaque Critical	181.63
3		Habitat and Ecotourism Area	
4		(LPPCHEA) also known as	
5		Las Piñas-Parañaque Wetland Park	
6	23	Ninoy Aquino Parks and	23.85
7		Wildlife Center	
8		Region IV-A	
9	24	Buenavista Protected Landscape	287.24
10	25	Hinulugan Taktak Protected	3.58
11		Landscape	
12	26	Maulawin Spring Protected	183.15
13		Landscape	
14	27	Mts. Palay-Palay and Mataas	3,972.70
15		na Gulod Protected Landscape	
16	28	Pamitinan Protected Landscape	609.15
17	29	Quezon Protected Landscape	1,042.85
18	30	Taal Volcano Protected	62,292.16
19		Landscape	
20	31	Upper Marikina River Basin	26,125.64
21		Protected Landscape	

1	Region IV-B		
2	32	Apo Reef Natural Park	15,799.23
3	33	Marinduque Wildlife Sanctuary	9,758.71
4	34	Mt. Calavite Wildlife Sanctuary	18,172.69
5	35	Mt. Guiting-Guiting Natural Park	15,515.22
6	36	Mts. Iglit-Baco Natural Park	106,655.62
7	Region V		
8	37	Abasig- Matogdon Natural	5,918.31
9		Biotic Area	
10	38	Bicol Natural Park	5,466.35
11	39	Bongsanglay Natural Park	518.90
12	40	Bulusan Volcano Natural Park	3,641.57
13	41	Catanduanes Watershed	48,924.09
14		Forest Reserve	
15	42	Chico Island Wildlife Sanctuary	7.84
16	43	Lagonoy Natural Biotic Area	443.63
17	44	Malabungot Protected Landscape	147.71
18		and Seascape	
19	45	Mt. Isarog Natural Park	10,090.89
20	46	Mt. Mayon Natural Park	5,327.15
21	47	Naro Island Wildlife Sanctuary	110.012

1		Region VI	
2	48	Northwest Panay Peninsula	12,009.29
3		Natural Park	
4	49	Sibalom Natural Park	6,778.44
5		Region VII	
6	50	Alburquerque- Loay- Loboc	1,165.51
7		Protected Landscape and Seascape	
8	51	Balinsasayao Twin Lakes	8,016.05
9		Natural Park	
10	52	Camotes Island Mangrove Swamp	1,436.98
11		Forest Reserve	
12	53	Chocolate Hills Natural	13,994.95
13		Monument	
14	54	Olango Island Wildlife Sanctuary	1,382.29
15	55	Panglao Island Protected	2,445.08
16		Seascape	
17	56	Rajah Sikatuna Protected	10,964.64
18		Landscape	
19	57	Talibon Group of Island	6,446.31
20		Protected Landscape and Seascape	

1	58	Tañon Strait Protected	534,589.05
2		Seascape	
3		NIR (Negros Island Region)	
4	59	Northern Negros Natural Park	70,826.16
5	60	Apo Island Protected Landscape	691.40
6		and Seascape	
7		Region VIII	
8	61	Biri Larosa Protected Landscape	32,284.14
9		and Seascape	
10	62	Calbayog Pan-As Hayiban	5,067.93
11		Protected Landscape	
12	63	Cuatro Islas Protected Landscape	11,407.46
13		and Seascape	
14	64	Guiuan Marine Resource	66,725.26
15		Protected Landscape and Seascape	
16	65	Lake Danao Natural Park	2,244.16
17	66	Mahagnao Volcano Natural Park	340.82
18	67	Samar Island Natural Park	335,105.57
19		Region IX	
20	68	Aliguay Island Protected	1,188.39
21		Landscape and Seascape	

1	69	Basilan Natural Biotic Area	4,545.986
2	70	Buug Natural Biotic Area	1,261.46
3	71	Dumanquillas Bay Protected	26,112.21
4		Landscape and Seascape	
5	72	Jose Rizal Memorial Protected	474.82
6		Landscape	
7	73	Mt. Timolan Protected Landscape	2,244.538
8	74	Murcielagos Protected Landscape	100.40
9		and Seascape	
10	75	Pasonanca Natural Park	12,102.08
11	76	Selinog Island Protected	959.41
12		Landscape and Seascape	
13	77	Siocon Resource Reserve	855.59
14	78	Turtle Islands Wildlife	242,958.287
15		Sanctuary	
16		Region X	
17	79	Baliangao Protected Landscape	315.50
18		and Seascape	
19	80	Initao- Libertad Protected	921.02
20		Landscape and Seascape	

1	81	Mt. Balatukan Range	8,437.86
2		Natural Park	
3	82	Mt. Inayawan Range	4,236.18
4		Natural Park	
5	83	Mt. Kalatungan Range	22,225.11
6		Natural Park	
7	84	Mt. Timpoong and Hibok-Hibok	2,203.39
8		Natural Monument	
9		Region XI	
10	85	Aliwagwag Protected Landscape	10,261.06
11	86	Mabini Protected Landscape and	7,292.62
12		Seascape	
13	87	Mati Protected Landscape	884.46
14	88	Pujada Bay Protected Landscape	20,873.43
15		and Seascape	
16		Region XII	
17	89	Mt. Matutum Protected Landscape	13,947.00
18	90	Sarangani Bay Protected	210,887.69
19		Landscape and Seascape	
20		Region XIII	
21	91	Agusan Marsh Wildlife Sanctuary	40,940.96

1 92 Siargao Islands Protected 283,974.77

2 Landscape and Seascape

3 (b) Within one (1) year from the
4 effectivity of this Act, the DENR shall submit
5 to the Senate and the House of Representatives
6 a map and legal description or natural
7 boundaries of each protected area initially
8 comprising the System. Such maps and legal
9 descriptions shall, by virtue of this Act,
10 constitute the official documentary
11 representation of the entire System, subject to
12 such changes as Congress deems necessary;]

13 "THE BOUNDARIES AND TECHNICAL
14 DESCRIPTIONS OF EACH PROTECTED
15 AREA AS DESCRIBED IN THE ATTACHED
16 ANNEX, WHICH IS DULY CERTIFIED
17 ACCURATE ON EVERY PAGE THEREOF BY
18 THE DEPARTMENT OF ENVIRONMENT
19 AND NATURAL RESOURCES (DENR) AND
20 THE NATIONAL MAPPING AND

1 RESOURCE INFORMATION AUTHORITY
2 (NAMRIA) ARE HEREBY ADOPTED AND
3 MADE AN INTEGRAL PART HEREOF. THE
4 DENR, WITH THE ASSISTANCE OF OTHER
5 GOVERNMENT AGENCIES, IF NECESSARY,
6 SHALL DELINEATE AND DEMARCATÉ ON
7 THE GROUND THE BOUNDARIES OF
8 EACH PROTECTED AREA WHICH SHALL
9 NOT BE MODIFIED EXCEPT BY AN ACT OF
10 CONGRESS.

11 “A.2) THE REMAINING INITIAL
12 COMPONENTS. – WITHIN THREE (3) YEARS
13 FROM THE EFFECTIVITY OF THIS ACT, THE
14 DENR SHALL UNDERTAKE THE
15 FOLLOWING ACTIVITIES IN PREPARATION
16 FOR THE ESTABLISHMENT OF THE
17 REMAINING INITIAL COMPONENTS AS
18 PROTECTED AREAS THROUGH AN ACT OF
19 CONGRESS: D) PROVIDE MAPS AND
20 TECHNICAL DESCRIPTIONS OF THE AREAS;

1 II) CONDUCT SUITABILITY ASSESSMENT OF
2 THE AREAS; AND III) ACTIVELY CONDUCT
3 PUBLIC HEARINGS.

4 "ANY INITIAL COMPONENT THAT
5 DOES NOT SATISFY THE
6 ABOVEMENTIONED REQUIREMENTS
7 SHALL BE CONSIDERED DELISTED
8 WITHOUT PREJUDICE TO RELISTING
9 BASED ON THE EMERGENCE OF NEW
10 SCIENTIFIC INFORMATION.

11 "A.3) ADDITIONAL AREAS TO BE
12 INCLUDED INTO THE SYSTEM. - UPON THE
13 RECOMMENDATION OF THE DENR,
14 ADDITIONAL AREAS WITH UNIQUE
15 PHYSICAL FEATURES, ANTHROPOLOGICAL
16 SIGNIFICANCE AND HIGH BIOLOGICAL
17 DIVERSITY MAY BE PROPOSED FOR
18 INCLUSION AS PART OF THE SYSTEM.
19 SUCH AREAS SHALL UNDERGO THE SAME

1 PROCEDURE AS THE REMAINING INITIAL
2 COMPONENTS FOR LEGISLATIVE ENACTMENT.

3 “[(c)] (B) All DENR records pertaining to
4 the protected areas, including maps and
5 [legal]TECHNICAL descriptions or natural
6 boundaries, copies of rules and regulations
7 governing them, copies of [public] notices [of],
8 and reports submitted to Congress [regarding]
9 ON pending addition[s], elimination[s], or
10 modification[s] shall be made available to the
11 public. These [legal] documents [pertaining to
12 protected areas] shall also be MADE available
13 to the public in the respective DENR Regional
14 Offices, Provincial Environment and Natural
15 Resources Offices (PENROs) and Community
16 Environment and Natural Resources Offices
17 (CENROs) and Protected Area Management
18 Offices (PAMOs) where NIPAS are located;

19 “[(d)] (C) Within three (3) years from the
20 effectivity of this Act, the DENR shall study

1 and review each area tentatively composing the
2 System as to its suitability or non-suitability
3 for preservation as protected area and
4 inclusion in the System according to the
5 categories established in Section 3 hereof and
6 report its findings to the President as soon as
7 each study is completed. The study [must
8 include in] FOR each area SHALL INCLUDE
9 THE FOLLOWING:

- 10 1) A [forest] PROTECTED AREA occupants
11 survey;
- 12 2) An ethnographic study;
- 13 3) A protected area resource profile;
- 14 4) Land AND WATER use plans done in
15 coordination with the respective Regional
16 Development Councils; and
- 17 5) Such other background studies as will
18 be sufficient AND RELEVANT bases for
19 selection.

1 “(D) IN THE CONDUCT OF PUBLIC
2 CONSULTATION, [T] the DENR shall:

3 “i) Notify the public of the proposed action
4 through publication in a newspaper of general
5 circulation, and such other means [as the
6 System deems necessary in the area or areas in
7 the vicinity of the affected land] INCLUDING
8 NOTICES TO THE STAKEHOLDERS THAT
9 WILL LIKELY BE AFFECTED WITHIN THE
10 RESPECTIVE LOCALITIES, thirty (30) days
11 prior to the [public hearing] CONSULTATION;

12 “ii) Conduct ACTIVE public [hearings]
13 CONSULTATION AND PARTICIPATION OF
14 STAKEHOLDERS at [the] locations nearest to the
15 [area affected]PROPOSED PROTECTED AREAS;

16 “iii) [At least thirty (30) days prior to the date
17 of hearing] Advise all Local Government Units
18 (LGUs) in the [affected areas] NEAREST
19 PROPOSED AREAS, national agencies concerned,
20 people’s organizations [and], non-government

1 organizations, AND PRIVATE SECTORS and
2 invite [such] THE RESPECTIVE officials OR
3 REPRESENTATIVES to [submit their views on
4 the proposed action at the hearing] ATTEND AND
5 PROVIDE POSITION PAPERS [not later than] at
6 least thirty (30) days [following] PRIOR TO the
7 date of [the] hearing; and

8 "iv) [Give due consideration to the]COME
9 UP WITH recommendations BASED ON THE
10 VIEWS AND COMMENTS GATHERED
11 FROM [at] the public [hearing] consultation;
12 [and provide sufficient explanation for his
13 recommendations contrary to the general
14 sentiments expressed in the public hearing;]

15 "(e) Upon receipt of the recommendations
16 of the DENR, the President shall issue a
17 [presidential] proclamation [designating]
18 ESTABLISHING the [recommended]
19 PROPOSED areas and providing for measures
20 for their protection until [such] THE time when

1 Congress shall have enacted A law finally
2 declaring [such] THE recommended areas as
3 part of the [integrated protected area]
4 System[s]; and

5 “(f) Thereafter, the President shall [send]
6 RECOMMEND to the Senate and THE House
7 of Representatives, [his recommendations with
8 respect to] the designation[s] [as] OF protected
9 areas or reclassification of each area, [on
10 which] THE review OF WHICH has been
11 completed, together with maps and legal
12 description of boundaries. [The President, in
13 his recommendation, may propose the
14 alteration of existing boundaries of any or all
15 proclaimed protected areas, addition of any
16 contiguous area of public land of predominant
17 physical and biological value. Nothing
18 contained herein shall limit the President to
19 propose, as part of his recommendation to

1 Congress, additional areas which have not been
2 designated proclaimed or set aside by law,
3 presidential decree, proclamation or executive
4 order as protected area/s.]”

5 SEC. 5. Section 9 of Republic Act No. 7586 is hereby
6 amended to read as follows:

7 “SEC. 9. *Management Plan.* – WITHIN
8 ONE YEAR FROM THE ESTABLISHMENT
9 OF THE PROTECTED AREA, [T] there shall
10 be a [general] management [planning] PLAN
11 [strategy] PROMULGATED FOR EACH
12 PROTECTED AREA THAT SHALL [to] serve
13 as [guide in formulating individual plans for
14 each] THE BASIC LONG-TERM
15 FRAMEWORK PLAN IN THE
16 MANAGEMENT OF THE protected area[.]
17 AND GUIDE IN THE PREPARATION OF ITS
18 ANNUAL OPERATIONS PLAN AND
19 BUDGET. The management [planning
20 strategy] PLAN shall, at the minimum,

1 promote the adoption and implementation of
2 innovative management techniques, including,
3 [if] WHEN NECESSARY, [the concept of]
4 zoning, buffer zone management [for multiple
5 use and protection], habitat conservation and
6 rehabilitation, [diversity] BIODIVERSITY
7 management, community organizing AND
8 DEVELOPMENT, socioeconomic and scientific
9 researches, site-specific policy development,
10 [pest management and fire control] CLIMATE
11 CHANGE ADAPTATION AND MITIGATION,
12 DISASTER RISK REDUCTION AND
13 MANAGEMENT, WASTE SEWERAGE AND
14 SEPTAGE MANAGEMENT, AND GENDER
15 AND DEVELOPMENT, AMONG OTHERS.
16 THE PLAN SHALL BE HARMONIZED WITH
17 THE ANCESTRAL DOMAIN SUSTAINABLE
18 DEVELOPMENT AND PROTECTION PLAN
19 (ADSDPP), COMPREHENSIVE LAND USE
20 PLAN (CLUP) AND OTHER LOCAL PLANS.

1 [The management planning strategy shall also
2 provide guidelines for the protection of
3 indigenous cultural communities, other
4 tenured migrant communities and sites for
5 close coordination between and among local
6 agencies of the Government as well as the
7 private sector.

8 "Each component area of the System shall
9 be planned and administered to further protect
10 and enhance the permanent preservation of its
11 natural conditions. A management manual
12 shall be formulated and developed which must
13 contain the following: an individual
14 management plan prepared by three (3)
15 experts, basic background information, field
16 inventory of the resources within the area, an
17 assessment of assets and limitations, regional
18 interrelationships, particular objectives for
19 managing the area, appropriate division of the
20 area into management zones, a review of the

1 boundaries of the area, and a design of the
2 management programs.]”

3 SEC. 6. Section 10 of Republic Act No. 7586 is hereby
4 amended to read as follows:

5 “SEC.10. *Administration and*
6 *Management of the System.* – The National
7 Integrated Protected Areas System (NIPAS) is
8 hereby placed under the control and
9 administration of the Department of
10 Environment and Natural Resources (DENR).
11 [For this purpose, there is hereby created a
12 division in the regional offices of the
13 Department to be called the Protected Areas
14 and Wildlife Division in regions where
15 protected areas have been established, which
16 shall be under the supervision of a Regional
17 Technical Director, and shall include
18 subordinate officers, clerks, and employees as
19 may be proposed by the Secretary, duly
20 approved by the Department of Budget and

1 Management, and appropriated by the
2 Congress. The Service thus established shall
3 manage protected areas and promote the
4 permanent preservation, to the greatest extent
5 possible of their natural conditions.]

6 To carry out the mandate of this Act, the
7 Secretary of the DENR is empowered to
8 perform [any and all of] the following acts:

9 [a. To conduct studies on various
10 characteristic features and conditions of the
11 different protected areas, using commonalities
12 in their characteristics, classify and define
13 them into categories and prescribe permissible
14 or prohibited human activities in each category
15 in the System;]

16 [b. To adopt and enforce a land use
17 scheme and zoning plan in adjoining areas for
18 the preservation and control of activities that
19 may threaten the ecological balance in the
20 protected areas;]

1 [c. To cause the preparation of and
2 exercise the power to review all plans and
3 proposals for the management of protected
4 areas;]

5 “[d.] A) To [promulgate] ISSUE A
6 SYSTEM-WIDE SET OF rules and regulations
7 [necessary] to [carry out] IMPLEMENT the
8 provisions of this Act;

9 “B) TO SET STANDARDS, PROCEDURES
10 AND PROTOCOLS FOR THE ESTABLISHMENT
11 AND MANAGEMENT OF PROTECTED AREAS AND
12 THE SYSTEM, SUCH AS BUT NOT LIMITED TO
13 CONDUCT OF STUDY, ZONING, REVIEW OF
14 PLANS AND PROJECT PROPOSALS,
15 SPECIFICATIONS AND TYPES OF BUILDINGS
16 AND OTHER STRUCTURES, UNIFORM MARKERS
17 AND SYMBOLS;

18 “[e.] C) To deputize field officers and
19 OTHER TECHNICAL AND SUPPORT
20 PERSONNEL; [and delegate any of his powers

1 under this Act and other laws to expedite its
2 implementation and enforcement;]

3 “[f.] D) To [fix and prescribe reasonable
4 NIPAS fees to be collected from government
5 agencies or any person, firm or corporation
6 deriving benefits from the protected areas]
7 DETERMINE A SYSTEM-WIDE SET OF
8 FEES AND CHARGES TO ENSURE
9 SUSTAINABLE FINANCING OF
10 PROTECTED AREAS AND THE SYSTEM;

11 “[g.] E) To [exact] IMPOSE administrative
12 [fees and] fines AND PENALTIES [as
13 authorized in Section 21 for violation of
14 guidelines, rules and regulations of this Act as
15 would endanger the viability of protected
16 areas];

17 “F) TO REPORT ON THE STATUS OF
18 THE INTEGRATED PROTECTED AREA
19 FUND (IPAF), ITS COLLECTION AND
20 DISBURSEMENTS;

1 “G) TO DESIGNATE THE APPROPRIATE
2 CHAIR OF EACH PROTECTED AREA
3 MANAGEMENT BOARD (PAMB);

4 “h) To enter into contracts and/or
5 agreements with private entities or public
6 agencies as may be necessary to carry out the
7 objectives of the system;

8 “i) To accept in the name of the Philippine
9 government and in behalf of NIPAS funds, gifts
10 or bequests of money for immediate
11 disbursement or other property in the interest
12 of the NIPAS, its activities or its services)

13 “j) To call on any agency or
14 instrumentality of the government as well as
15 academic institutions, non-government
16 organizations and the private sectors, as may
17 be necessary, to accomplish the objectives and
18 activities of the system;

1 k) To submit an annual report to the
2 President of the Philippines and to Congress on
3 the status of protected areas in the country;

4 “[n] L) To OVERSEE AND SET
5 GUIDELINES IN [control] the construction,
6 operation and maintenance of roads, trails,
7 waterworks, sewerage, fire protection, and
8 sanitation systems and other public utilities
9 within the protected area;

10 [l. To establish a uniform marker of the
11 System, including an appropriate and
12 distinctive symbol for each category in the
13 System, in consultation with appropriate
14 government agencies and public and private
15 organizations;]

16 [m. To determine the specification of the
17 class, type and style of buildings and other
18 structures to be constructed in protected areas
19 and the materials to be used;]

1 “[o] M) WITHIN THE LIMITS ALLOWED
2 BY EXISTING LAWS, RULES AND
3 REGULATIONS, TO REGULATE [control]
4 THE occupancy of suitable portions of the
5 protected area and TO resettle outside of said
6 area occupants therein, with the exemption of
7 indigenous communities area; and

8 “[p.] N) To perform such other functions
9 as may be directed by the President of the
10 Philippines, and to do such acts as may be
11 necessary or incidental to the accomplishment
12 of the purposes and objectives of the system.

13 SEC. 7. Section 11 of Republic Act No. 7586 is
14 hereby wholly amended to read as follows:

15 “SEC. 11. *PROTECTED AREA*
16 *MANAGEMENT BOARD.* – A PROTECTED
17 AREA MANAGEMENT BOARD (PAMB)
18 SHALL BE CREATED FOR EACH OF THE
19 PROTECTED AREAS DESIGNATED AS
20 INITIAL COMPONENTS, ESTABLISHED BY

1 PRESIDENTIAL PROCLAMATION, AND
2 DECLARED BY REPUBLIC ACT. THE
3 BOARD SHALL BE COMPOSED OF THE
4 FOLLOWING:

5 “A) DENR REGIONAL DIRECTOR
6 UNDER WHOSE JURISDICTION THE
7 PROTECTED AREA IS LOCATED, AS
8 CHAIRPERSON;

9 “B) GOVERNOR/S OF THE PROVINCE/S
10 WHERE THE PROTECTED AREA IS
11 LOCATED OR HIS/HER/THEIR DULY
12 DESIGNATED REPRESENTATIVE/S;

13 “C) A SENATOR OF THE REPUBLIC OF
14 THE PHILIPPINES WHO IS A DULY
15 REGISTERED RESIDENT OF THE CITY OR
16 PROVINCE WHERE THE PROTECTED
17 AREA IS LOCATED OR HIS/HER
18 REPRESENTATIVE; UNLESS, THE

1 SENATOR DECLINES MEMBERSHIP IN
2 THE PAMB;

3 "D) DISTRICT REPRESENTATIVE/S OF
4 THE CONGRESSIONAL DISTRICT/S
5 WHERE THE PROTECTED AREA IS
6 LOCATED OR HIS/HER/THEIR DULY
7 DESIGNATED REPRESENTATIVES; UNLESS,
8 THE DISTRICT REPRESENTATIVE DECLINES
9 MEMBERSHIP IN THE PAMB;

10 "E) MAYOR/S OF THE CITY/CITIES OR
11 MUNICIPALITY/MUNICIPALITIES WHERE
12 THE PROTECTED AREA IS LOCATED OR
13 HIS/HER/THEIR DULY DESIGNATED
14 REPRESENTATIVE/S;

15 "F) CHAIRPERSON/S OF THE
16 BARANGAY/S WHERE THE PROTECTED
17 AREA IS LOCATED;

18 "G) REGIONAL DIRECTORS OF THE
19 FOLLOWING GOVERNMENT AGENCIES,
20 NAMELY: THE DEPARTMENT OF

1 AGRICULTURE (DA); THE NATIONAL
2 ECONOMIC AND DEVELOPMENT
3 AUTHORITY (NEDA); THE DEPARTMENT
4 OF SCIENCE AND TECHNOLOGY (DOST),
5 THE PHILIPPINE NATIONAL POLICE
6 (PNP); AND THE DEPARTMENT OF
7 NATIONAL DEFENSE (DND);

8 “H) THREE (3) REPRESENTATIVES
9 FROM EITHER A NON-GOVERNMENTAL
10 ORGANIZATION (NGO) OR PEOPLE'S
11 ORGANIZATION (PO), DULY ACCREDITED
12 BY THE DENR. THE NGO OR PO
13 REPRESENTED SHOULD HAVE BEEN
14 EXISTING FOR AT LEAST FIVE (5) YEARS
15 AND WITH TRACK RECORD RELATED TO
16 THE PROTECTION AND MANAGEMENT OF
17 THE PROTECTED AREA;

18 “I) ONE (1) REPRESENTATIVE FROM
19 THE IP/ICC, IF APPLICABLE;

1 “J) ONE (1) REPRESENTATIVE FROM
2 AN ACADEMIC INSTITUTION,
3 PREFERABLY FROM A UNIVERSITY OR
4 COLLEGE FOUND IN THE PROVINCE
5 WHERE THE PROTECTED AREA IS
6 LOCATED, WITH PROVEN TRACK RECORD
7 RELATED TO THE PROTECTION AND
8 MANAGEMENT OF THE PROTECTED
9 AREA; AND

10 “K) ONE (1) REPRESENTATIVE FROM
11 THE PRIVATE SECTOR, PREFERABLY A
12 RESIDENT OF THE PROVINCE WHERE
13 THE PROTECTED AREA IS LOCATED,
14 WHO HAS DISTINGUISHED HIMSELF OR
15 HERSELF IN A PROFESSION OR FIELD OF
16 INTEREST RELEVANT TO THE
17 PROTECTION AND MANAGEMENT OF
18 PROTECTED AREAS.

19 “FOR THOSE WHO ARE *EX-OFFICIO*
20 MEMBERS OR MEMBERS OF THE PAMB

1 BY VIRTUE OF THEIR ELECTIVE OR
2 APPOINTIVE GOVERNMENT POSITIONS
3 FOUND UNDER THE IMMEDIATELY
4 PRECEDING SUBPARAGRAPHS (A), (B), (C),
5 (D), (E), (F) AND (G), THEIR MEMBERSHIP
6 IN THE PAMB SHALL BE CO-TERMINUS
7 WITH THEIR RESPECTIVE TERMS OF
8 OFFICE IN THEIR RESPECTIVE ELECTIVE
9 OR APPOINTIVE GOVERNMENT
10 POSITIONS. ON THE OTHER HAND, THE
11 MEMBERS OF THE PAMB ENUMARATED
12 UNDER SUBPARAGRAPHS (H), (I), (J) AND
13 (K) SHALL BE APPOINTED BY THE DENR
14 SECRETARY, AFTER THE CONDUCT OF A
15 TRANSPARENT AND FAIR SELECTION
16 PROCESS, AND SHALL EACH HAVE A
17 TERM OF THREE (3) YEARS AND COULD
18 BE RE-APPOINTED FOR ANOTHER THREE
19 (3)-YEAR TERM ONLY.

1 "THE MEMBERS OF THE PAMB
2 SHALL SERVE WITHOUT COMPENSATION,
3 EXCEPT FOR THE ACTUAL AND
4 NECESSARY TRAVELING AND
5 SUBSISTENCE EXPENSES INCURRED IN
6 THE PERFORMANCE OF THEIR DUTIES,
7 EITHER IN THEIR ATTENDANCE IN
8 MEETINGS OF THE PAMB OR IN
9 CONNECTION WITH OTHER OFFICIAL
10 BUSINESS AUTHORIZED THROUGH A
11 RESOLUTION OF THE PAMB, SUBJECT TO
12 EXISTING RULES AND REGULATIONS.
13 EACH MEMBER SHALL HAVE THE FULL
14 CAPACITY AND ACCOUNTABILITY FOR
15 DECISIONS BINDING TO THE MEMBER'S
16 SECTOR.

17 "THE PAMB MEMBERS DULY
18 APPOINTED PRIOR TO THE EFFECTIVITY
19 OF THIS ACT SHALL CONTINUE THEIR
20 TERM UNTIL THE EXPIRATION OF THEIR

1 APPOINTMENT. THEREAFTER, MEMBERS
2 OF THE MANAGEMENT BOARD SHALL BE
3 APPOINTED IN ACCORDANCE WITH THE
4 PROVISIONS OF THIS ACT: *PROVIDED*,
5 THAT THE REGIONAL DIRECTOR OF
6 DENR SHALL ENSURE THAT THE
7 RELEVANT MEMBERS OF THE PAMB ARE
8 DULY APPOINTED BY THE DENR
9 SECRETARY: *PROVIDED, FURTHER*, THAT,
10 AT LEAST FORTY PERCENT (40%) OF THE
11 PAMB MEMBERS SHALL BE WOMEN,
12 PURSUANT TO REPUBLIC ACT NO. 9710
13 OR "THE MAGNA CARTA OF WOMEN".

14 "A MEMBER MAY BE REMOVED FOR
15 ANY OF THE FOLLOWING GROUNDS:

16 "A) MORE THAN THREE (3)
17 CONSECUTIVE UNEXCUSED ABSENCES
18 FROM REGULAR MEETINGS OF THE
19 MANAGEMENT BOARD;

1 “B) COMMISSION OF ACTS
2 PREJUDICIAL TO THE MANAGEMENT OF
3 PROTECTED AREAS AS EMBODIED IN
4 SECTION 20 HEREOF AND/OR OTHER
5 EXISTING RULES AND REGULATIONS
6 GOVERNING PROTECTED AREAS;

7 “C) DISASSOCIATION FROM THE
8 OFFICE OR ORGANIZATION BEING
9 REPRESENTED;

10 “D) TERMINATION OF RELATIONSHIP
11 WITH THE OFFICE OR ORGANIZATION
12 BEING REPRESENTED; OR

13 “E) CONVICTION BY FINAL
14 JUDGMENT OF ANY CRIMINAL ACT.

15 “THE REPRESENTATIVES FROM
16 THE LOCAL GOVERNMENT UNITS (LGUS)
17 AND NATIONAL AGENCIES IN THE PAMB
18 SHALL INFORM THEIR RESPECTIVE
19 CONSTITUENTS, OFFICES OR SECTORS,
20 OF PAMB APPROVED OR OTHER

1 RELEVANT POLICIES, RULES,
2 REGULATIONS, PROGRAMS AND
3 PROJECTS AND TO ENSURE THAT THE
4 PROVISIONS OF THIS ACT, THE NIPAS
5 ACT AND ITS IMPLEMENTING RULES AND
6 REGULATIONS ARE OBSERVED,
7 COMPLIED WITH, AND USED AS
8 REFERENCE AND FRAMEWORK IN THEIR
9 RESPECTIVE PLANS, POLICIES,
10 PROGRAMS AND PROJECTS. FAILURE TO
11 COMPLY WITH THE FOREGOING SHALL
12 SUBJECT SUCH REPRESENTATIVE TO
13 DISCIPLINARY ACTION AS THE PAMB
14 MAY PROVIDE.”

15 SEC. 8. Insert two (2) new sections after Section 11 of
16 Republic Act No. 7586 to read as follows:

17 “SEC. 11.1. *POWERS AND FUNCTIONS*
18 *OF THE PAMB.* – THE PAMB SHALL, BY A
19 MAJORITY VOTE, DECIDE ON THE
20 ALLOCATIONS OF BUDGET, APPROVE

1 PROPOSALS FOR FUNDING, DECIDE ON
2 MATTERS RELATING TO PLANNING,
3 NECESSARY PERIPHERAL PROTECTION
4 AND GENERAL ADMINISTRATION OF THE
5 PROTECTED AREA IN ACCORDANCE WITH
6 THE MANAGEMENT PLAN. SPECIFICALLY,
7 THE PAMB SHALL HAVE THE FOLLOWING
8 POWERS AND FUNCTIONS:

9 "A) OVERSEE THE MANAGEMENT OF
10 THE PROTECTED AREA;

11 "B) APPROVE POLICIES, PLANS AND
12 PROGRAMS, PROPOSALS, AGREEMENTS
13 AND OTHER RELATED DOCUMENTS FOR
14 THE MANAGEMENT OF THE PROTECTED
15 AREAS;

16 "C) APPROVE THE MANAGEMENT
17 PLAN OF THE PROTECTED AREA AND
18 ENSURE ITS HARMONIZATION AND
19 INTEGRATION WITH THE ANCESTRAL
20 DOMAIN SUSTAINABLE DEVELOPMENT

1 AND PROTECTION PLAN, LAND USE PLAN
2 AND OTHER DEVELOPMENT PLAN,
3 PUBLIC OR PRIVATE, AND ITS
4 IMPLEMENTATION;

5 "D) ADOPT MANUAL OF OPERATIONS
6 TO INCLUDE RULES OF PROCEDURES IN
7 THE CONDUCT OF BUSINESS, AND
8 CREATION OF COMMITTEES AND THEIR
9 IR RESPECTIVE TERMS OF
10 REFERENCE;

11 "E) RECOMMEND THE DEPUTATION
12 OF APPROPRIATE AGENCIES AND
13 INDIVIDUALS FOR THE ENFORCEMENT
14 OF THE LAWS, RULES AND REGULATIONS
15 GOVERNING THE CONDUCT OR
16 MANAGEMENT OF THE PROTECTED
17 AREA;

18 "F) ALLOCATE FINANCIAL
19 RESOURCES FOR THE IMPLEMENTATION
20 OF THE MANAGEMENT PLAN AND

1 MANAGE THE PROTECTED AREA
2 RETENTION INCOME ACCOUNT, AND
3 OTHER FUNDS IN ACCORDANCE WITH
4 THE ACCOUNTING AND BUDGETING
5 RULES AND REGULATIONS;

6 "G) IMPLEMENT THE ESTABLISHED
7 CRITERIA AND SET FEES AND CHARGES
8 IN ACCORDANCE WITH EXISTING
9 GUIDELINES AND RAISE FUNDS FOR THE
10 PROTECTED AREA;

11 "H) ISSUE RULES AND REGULATIONS
12 FOR THE RESOLUTION OF CONFLICTS
13 THROUGH APPROPRIATE AND EFFECTIVE
14 MEANS;

15 "I) RECOMMEND APPROPRIATE
16 POLICY CHANGES TO THE DENR AND
17 OTHER GOVERNMENT AUTHORITIES;

18 "J) MONITOR AND ASSESS THE
19 PERFORMANCE OF THE PASU AND
20 OTHER PROTECTED AREA PERSONNEL

1 AND COMPLIANCE OF PARTNERS TO THE
2 TERMS AND CONDITIONS OF ANY
3 UNDERTAKING, CONTRACT OR
4 AGREEMENT;

5 "K) RECOMMEND FROM AMONG A
6 SHORT LIST OF QUALIFIED CANDIDATES,
7 THE DESIGNATION OR APPOINTMENT OF
8 THE PASU; AND

9 "L) ASSESS THE EFFECTIVENESS OF
10 THE MANAGEMENT OF THE PROTECTED
11 AREA: *PROVIDED*, THAT THE MEMBERS
12 OF THE MANAGEMENT BOARD FROM THE
13 LOCAL GOVERNMENT UNITS (LGUS) AND
14 NATIONAL AGENCIES IN THE PAMB
15 SHALL INFORM THEIR RESPECTIVE
16 CONSTITUENTS, OFFICES OR SECTORS,
17 OF PAMB-APPROVED OR OTHER
18 RELEVANT POLICIES, RULES,
19 REGULATIONS, PROGRAMS AND
20 PROJECTS AND SHALL ENSURE THAT

1 THE PROVISIONS OF THIS ACT, AND ITS
2 IMPLEMENTING RULES AND
3 REGULATIONS, ARE COMPLIED WITH,
4 AND USED AS REFERENCE AND
5 FRAMEWORK IN THEIR RESPECTIVE
6 PLANS, POLICIES, PROGRAMS AND
7 PROJECTS. FAILURE TO COMPLY WITH
8 THE FOREGOING SHALL SUBJECT SUCH
9 REPRESENTATIVE TO DISCIPLINARY
10 ACTION AS THE PAMB MAY PROVIDE:
11 *PROVIDED, FURTHER,* THAT THE DENR
12 SHALL ENSURE THAT THE PAMB ACTS
13 WITHIN THE SCOPE OF ITS POWERS AND
14 FUNCTIONS. IN CASE OF CONFLICT
15 BETWEEN THE RESOLUTIONS ISSUED BY
16 THE PAMB AND THE EXISTING
17 ADMINISTRATIVE ORDERS OF NATIONAL
18 APPLICATION, THE LATTER SHALL
19 PREVAIL.”

1 “SEC. 11.2. *THE PROTECTED AREA*
2 *MANAGEMENT OFFICE (PAMO)*. – THERE
3 IS HEREBY CREATED A PROTECTED AREA
4 MANAGEMENT OFFICE (PAMO) TO BE
5 HEADED BY A (PASU) WITH PLANTILLA
6 POSITION WHO SHALL PERFORM THE
7 DAY TO DAY MANAGEMENT,
8 PROTECTION, AND ADMINISTRATION OF
9 THE PROTECTED AREA. SUFFICIENT
10 NUMBER OF SUPPORT STAFF SHALL BE
11 APPOINTED BY THE DENR TO ASSIST THE
12 PASU IN THE MANAGEMENT OF THE
13 PROTECTED AREA.

14 “THE PASU SHALL BE PRIMARILY
15 ACCOUNTABLE TO THE PAMB AND THE
16 DENR FOR THE MANAGEMENT AND
17 OPERATIONS OF THE PROTECTED AREA.
18 AS SUCH, THE PASU SHALL HAVE THE
19 FOLLOWING DUTIES AND
20 RESPONSIBILITIES:

1 “A) PREPARE THE MANAGEMENT
2 PLAN, IN CONSULTATION WITH THE
3 STAKEHOLDERS, INCLUDING THE
4 ANNUAL WORK AND FINANCIAL PLAN
5 AND ENSURE ITS IMPLEMENTATION;

6 “B) ENSURE THE INTEGRATION OF
7 THE PROTECTED AREA MANAGEMENT
8 PLANS, PROGRAMS, PROJECTS AND
9 POLICIES WITH RELEVANT NATIONAL
10 AND LOCAL GOVERNMENT UNITS' PLANS
11 AND PROGRAMS;

12 “C) PROVIDE SECRETARIAT
13 SERVICES TO THE PAMB AND ITS
14 COMMITTEES AND ENSURE THE
15 AVAILABILITY OF RELEVANT AND
16 TIMELY INFORMATION FOR DECISION
17 MAKING;

18 “D) FORMULATE AND RECOMMEND
19 TO THE PAMB PROPOSED POLICIES,
20 RULES, REGULATIONS AND PROGRAMS;

1 “E) ESTABLISH, OPERATE AND
2 MAINTAIN A DATABASE MANAGEMENT
3 SYSTEM AS DECISION SUPPORT TOOL;

4 “F) ENFORCE THE LAWS, RULES AND
5 REGULATIONS RELEVANT TO THE
6 PROTECTED AREA, COMMENCE AND
7 INSTITUTE ADMINISTRATIVE AND LEGAL
8 ACTIONS IN COLLABORATION WITH
9 OTHER GOVERNMENT AGENCIES OR
10 ORGANIZATIONS AND ASSIST IN THE
11 PROSECUTION OF OFFENSES
12 COMMITTED IN VIOLATION OF THIS ACT;

13 “G) MONITOR, EVALUATE, AND
14 REPORT THE IMPLEMENTATION OF
15 MANAGEMENT ACTIVITIES OF THE
16 PROTECTED AREA;

17 “H) REQUEST FOR AND RECEIVE ANY
18 TECHNICAL ASSISTANCE, SUPPORT OR
19 ADVICE FROM ANY AGENCY OR
20 INSTRUMENTALITY OF THE

1 GOVERNMENT AS WELL AS ACADEMIC
2 INSTITUTIONS, NON-GOVERNMENTAL
3 ORGANIZATIONS (NGOS) AND THE
4 PRIVATE SECTOR, AS MAY BE
5 NECESSARY FOR THE EFFECTIVE
6 MANAGEMENT, PROTECTION AND
7 ADMINISTRATION OF THE PROTECTED
8 AREA;

9 "D) ISSUE PERMITS AND
10 CLEARANCES FOR ACTIVITIES THAT
11 IMPLEMENT THE MANAGEMENT PLAN
12 AND OTHER PERMITTED ACTIVITIES IN
13 ACCORDANCE WITH TERMS, CONDITIONS
14 AND CRITERIA ESTABLISHED BY PAMB:
15 *PROVIDED*, THAT ALL PERMITS FOR
16 EXTRACTION ACTIVITIES, INCLUDING
17 COLLECTION FOR RESEARCH PURPOSES,
18 SHALL ALSO CONTINUE TO BE ISSUED BY
19 RELEVANT AUTHORITIES, SUBJECT TO
20 PRIOR CLEARANCE FROM THE PAMB,

1 THROUGH THE PASU, IN ACCORDANCE
2 WITH THE SPECIFIC ACTS TO BE
3 COVERED;

4 "J) COLLECT AND/OR RECEIVE
5 PERTINENT FEES, CHARGES, DONATIONS
6 AND OTHER INCOME FOR THE
7 PROTECTED AREA: *PROVIDED*, THAT
8 SUCH FEES, CHARGES, DONATIONS AND
9 OTHER INCOME COLLECTED/RECEIVED
10 SHALL BE REPORTED REGULARLY TO
11 THE PAMB AND DENR IN ACCORDANCE
12 WITH THE EXISTING GUIDELINES;

13 "K) PREPARE AND RECOMMEND TO
14 THE PAMB APPROVAL OF THE ANNUAL
15 WORK AND FINANCIAL PLANS OF THE
16 PROTECTED AREA BASED ON THE
17 MANAGEMENT PLAN; AND

18 "L) PERFORM SUCH OTHER
19 FUNCTIONS AS THE PAMB AND THE
20 DENR MAY DELEGATE.

1 “THE PAMO MAY BE AUGMENTED BY
2 THE DEPUTIZED ENVIRONMENT AND
3 NATURAL RESOURCES OFFICERS UPON
4 THE RECOMMENDATION OF THE PAMB
5 AND APPROVAL BY THE DENR.”

6 SEC. 9. Section 13 of Republic Act No. 7586 is hereby
7 amended to read as follows:

8 “SEC. 13. *Ancestral Lands and Rights*
9 *[Over Them].* – Ancestral lands and customary
10 rights and interestS [arising] shall be accorded
11 due recognition. The DENR shall prescribe
12 rules and regulations to govern the activities to
13 be conducted within ancestral lands within the
14 protected areas: *Provided*, That the DENR
15 shall [have no power to] NOT, AT ANY TIME,
16 evict indigenous communities from their
17 present occupancy, [n]or resettle them to
18 another area without their consent: *Provided*,
19 *however*, That all rules and regulations,
20 whether OR NOT adversely affecting said

1 communities [or not], shall be subjected to
2 notice and hearing to be participated in by
3 members of concerned indigenous community.

4 "INDIGENOUS COMMUNITIES
5 CONSERVED AREAS (ICCAS) THAT
6 OVERLAP WITH PROTECTED AREAS
7 SHALL BE RECOGNIZED AND
8 RESPECTED. IN AREAS WITH PARTIAL
9 OVERLAP, A MECHANISM FOR
10 COORDINATION AND COMPLEMENTATION
11 BETWEEN THE INDIGENOUS TRADITIONAL
12 LEADERSHIP AND GOVERNANCE
13 STRUCTURES AND THE NATIONAL
14 COMMISSION OF THE INDIGENOUS
15 PEOPLES (NCIP), DEPARTMENT OF
16 ENVIRONMENT AND NATURAL
17 RESOURCES (DENR), THE PROTECTED
18 AREA MANAGEMENT BOARD (PAMB), AND
19 THE PARK OPERATIONS
20 SUPERINTENDENT (PASU) SHALL BE

1 CREATED. THE NCIP, DENR, AND PAMB
2 SHALL PROVIDE FULL AND EFFECTIVE
3 FINANCIAL AND TECHNICAL
4 ASSISTANCE, CAPACITY BUILDING
5 AND/OR ENHANCEMENT TO REQUESTING
6 ICCS/IPS IN THE IDENTIFICATION,
7 DOCUMENTATION, SURVEY AND
8 MAPPING, RECOGNITION OF ICCAS,
9 BIODIVERSITY ASSESSMENT,
10 PREPARATION OF COMMUNITY
11 CONSERVATION PLANS (CCP),
12 INTERFACING OF THE CCP IN THE
13 ADSDPP, THE INTERFACING OF THE
14 ADSDPP INTO THE PROTECTED AREA
15 MANAGEMENT PLAN, AND THE
16 COMPREHENSIVE LAND USE PLAN/S OF
17 THE CONCERNED LGU/S. THEY SHALL
18 ALSO PROVIDE FINANCIAL AND
19 TECHNICAL SUPPORT FOR THE
20 RECOGNITION OF ICCAS THROUGH

1 THEIR LISTING OR REGISTRATION WITH
2 THE NATIONAL ICCA REGISTRY AND
3 SIMILAR GLOBAL PLATFORMS OR
4 NETWORKS, AMONG OTHERS, UPON THE
5 FORMAL REQUEST OF THE CONCERNED
6 ICCS/IPS. FURTHERMORE, THEY SHALL
7 TAKE INTO ACCOUNT ICCA ISSUES AND
8 CONCERNS IN ALL MANAGEMENT
9 PLANNING AND DECISION-MAKING
10 PROCESSES.

11 "IN AREAS WITH FULL AREA
12 OVERLAP, A PROCESS SHALL BE
13 ESTABLISHED FOR ICCS/IPS TO DECIDE
14 WHAT IS THE BEST GOVERNANCE
15 MECHANISM OVER THE AREA. A
16 MECHANISM FOR COORDINATION AND
17 COMPLEMENTATION BETWEEN THE
18 INDIGENOUS TRADITIONAL LEADERSHIP
19 AND GOVERNANCE STRUCTURE, THE

1 NCIP AND THE DENR SHALL BE
2 CREATED.”

3 SEC. 10. Section 14 of Republic Act No. 7586 is
4 hereby amended to read as follows:

5 “SEC. 14. *[Survey for] Energy Resources.*
6 – [Consistent with the policies in Section 2,
7 hereof,] Protected areas, except strict nature
8 reserves and natural parks, may be subjected
9 to exploration only for the purpose of gathering
10 information on energy resources and only if
11 such activity is carried out with the least
12 damage to surrounding areas. Surveys FOR
13 ENERGY RESOURCES shall be conducted
14 only in accordance with a program approved by
15 the DENR, and the result of such surveys shall
16 be made available to the public and submitted
17 to the President WHO SHALL MAKE THE
18 APPROPRIATE [for] recommendations to
19 Congress. [Any exploitation and utilization of
20 energy resources found within NIPAS areas

1 shall be allowed only through a law passed by
2 Congress.]

3 "ENERGY PROJECTS LOCATED
4 WITHIN THE DECLARED PROTECTED
5 AREAS, EXCEPT STRICT NATURE
6 RESERVES AND NATURAL PARKS, SHALL
7 ONLY BE ALLOWED THROUGH AN ACT OF
8 CONGRESS. THE PAMB, WITH THE
9 CONCURRENCE OF THE DENR
10 SECRETARY, MAY ALLOW RENEWABLE
11 ENERGY PROJECTS IN THE MULTIPLE
12 USE ZONES OF OTHER CATEGORIES OF
13 PROTECTED AREAS: *PROVIDED*, THEY
14 SHALL ADOPT REDUCED IMPACT
15 TECHNOLOGIES, UNDERGO EIA AS
16 PROVIDED BY LAW, AND SHALL NOT BE
17 DETRIMENTAL TO ECOSYSTEM
18 FUNCTIONS AND BIODIVERSITY:
19 *PROVIDED, FURTHER*, THAT A
20 SUFFICIENT BOND SHALL BE REMITTED

1 BY THE PROPONENT TO THE IPAF TO BE
2 RELEASED TO THE DEPOSITOR UPON
3 THE DECOMMISSIONING OF ALL
4 EQUIPMENT, STRUCTURES AND
5 IMPROVEMENTS AND THE
6 REHABILITATION OF THE SITE
7 ACCORDING TO THE ZONES AND
8 OBJECTIVES UNDER THE MANAGEMENT
9 PLANS AS ATTESTED TO BY THE PAMB.”

10 SEC. 11. Section 15 of Republic Act No. 7586 is
11 hereby amended to read as follows:

12 “SEC. 15. *Areas Under the Management of*
13 *Other Departments and Government*
14 *Instrumentalities.* – Should there be
15 protected areas, or portions thereof, under the
16 jurisdiction of government instrumentalities
17 other than the DENR, such jurisdiction shall,
18 prior to the passage of this Act, remain in the
19 said department or government
20 instrumentality: *Provided, That the*

1 [department or government instrumentality
2 exercising administrative jurisdiction over said
3 protected area or a portion thereof shall
4 coordinate with the DENR in the preparation
5 of its management plans, upon the effectivity of
6 this Act.] DENR SHALL RETAIN ITS
7 OVERSIGHT FUNCTION OVER SUCH
8 PROTECTED AREAS, AND THE
9 CONCERNED AGENCY SHALL PROVIDE
10 ANNUAL REPORTS ON THE
11 MANAGEMENT OF SAID AREAS
12 FOCUSING ON THE CONSERVATION OF
13 THE BIODIVERSITY THEREIN.”

14 SEC. 12. Section 16 of Republic Act No. 7586, as
15 amended by Republic Act No. 10629, is hereby amended to
16 read as follows:

17 “SEC. 16. *Integrated Protected Area Fund*
18 (*IPAF*). – There is hereby established a trust
19 fund to be known as the Integrated Protected
20 Area [(IPAS)] Fund (IPAF) for purposes of

1 financing THE projects [of] AND SUSTAINING
2 THE OPERATION OF THE PROTECTED
3 AREAS AND the System. [The IPAS may
4 solicit and receive donations, endowments and
5 grants in the form of contributions, and such
6 endowments shall be exempted from income
7 and gift taxes and all other taxes, charges or
8 fees imposed by the government or any political
9 division or any instrumentality thereof.]

10 [All] Income[s] generated from the operation [of
11 the System or] AND management of [wild flora
12 and fauna] THE PROTECTED AREAS shall
13 accrue to the [Fund] IPAF [and may be utilized
14 directly by the DENR for the above purpose].

15 These incomes shall be derived from:

16 "a) [Taxes from the permitted sale and
17 export of flora and fauna and other resources
18 from protected areas;] FEES AND CHARGES
19 FROM THE USE OF RESOURCES AND
20 FACILITIES OF PROTECTED AREAS;

1 [b. Proceeds from lease of multiple use
2 areas;]

3 “[c.] B) Contributions from industries and
4 facilities directly benefiting from the protected
5 area; and

6 “[d.] C) Such other fees and income
7 derived from the operation of the protected
8 area.

9 “THE PAMB SHALL RETAIN
10 SEVENTY-FIVE PERCENT (75%) OF ALL
11 REVENUES RAISED THROUGH THE
12 ABOVE MEANS, TO BE DEPOSITED IN THE
13 PROTECTED AREA RETAINED INCOME
14 ACCOUNT (PA-RIA) IN ANY AUTHORIZED
15 GOVERNMENT DEPOSITORY BANK
16 WITHIN THE LOCALITY: *PROVIDED*, THAT
17 disbursements [from the Fund] OUT OF SUCH
18 DEPOSITS shall be [made] USED solely for
19 the protection, maintenance, administration,
20 and management of the [System,]

1 PROTECTED AREA and IMPLEMENTATION
2 OF duly approved projects [endorsed by] OF
3 the PAMB[s, in the amounts authorized by the
4 DENR].

5 "GRANTS, DONATIONS, ENDOWMENT
6 FROM VARIOUS SOURCES, DOMESTIC OR
7 FOREIGN, OR LOCAL GOVERNMENT
8 UNITS, AND VOLUNTARY OR LEGISLATED
9 PAYMENTS FOR ECOSYSTEM GOODS
10 AND SERVICES, INCLUDING FINES,
11 PENALTIES AND COMPENSATION FOR
12 DAMAGES AND BONDS FROM PROTECTED
13 AREA OFFENSES SHALL ACCRUE TO THE
14 PA-RIA AND SHALL BE MANAGED BY THE
15 PAMB.

16 "THE REMAINING TWENTY-FIVE
17 PERCENT (25%) OF THE REVENUES
18 SHALL BE DEPOSITED AS A SPECIAL
19 ACCOUNT IN THE GENERAL FUND (SAGF)
20 IN THE NATIONAL TREASURY FOR

1 PURPOSES OF FINANCING THE PROJECTS
2 OF THE SYSTEM.

3 "THE USE OF THE IPAF SHALL BE IN
4 ACCORDANCE WITH EXISTING
5 ACCOUNTING, BUDGETING AND
6 AUDITING RULES AND REGULATIONS:
7 *PROVIDED, FURTHER,* THAT THE IPAF
8 SHALL NOT BE USED TO COVER
9 PERSONAL SERVICES EXPENDITURES.

10 "THE LGUS SHALL CONTINUE TO
11 IMPOSE AND COLLECT OTHER FEES NOT
12 ENUMERATED HEREIN WHICH THEY
13 HAVE TRADITIONALLY COLLECTED,
14 SUCH AS BUSINESS PERMITS AND
15 RENTALS OF LGU FACILITIES: *PROVIDED,*
16 THAT THE LGUS SHALL NOT IMPOSE
17 PROPERTY TAX ON PROPERTIES OWNED
18 BY THE GOVERNMENT AND ISSUE A NEW
19 TAX DECLARATION FOR AREAS COVERED
20 BY THE PROTECTED AREA.

1 FURTHERMORE, LGUS MAY CHARGE
2 ADD-ONS TO FEES IMPOSED BY THE
3 PAMB: *PROVIDED*, THAT SUCH ADD-ONS
4 SHALL BE BASED ON THE CONTRIBUTION
5 OF THE LGUS IN THE MAINTENANCE AND
6 PROTECTION OF THE PROTECTED AREA.
7 THE DENR SHALL SUBMIT TO THE
8 DEPARTMENT OF BUDGET AND
9 MANAGEMENT (DBM), DEPARTMENT OF
10 FINANCE (DOF) AND OTHER OVERSIGHT
11 GOVERNMENT AGENCIES, QUARTERLY
12 FINANCIAL AND PHYSICAL
13 ACCOMPLISHMENT REPORTS ON THE
14 UTILIZATION OF THE IPAF AND OTHER
15 DOCUMENTS AS MAY BE REQUIRED BY
16 THE DBM, COPY FURNISHED THE HOUSE
17 COMMITTEE ON APPROPRIATIONS AND
18 THE SENATE COMMITTEE ON FINANCE.”

19 SEC 13. A new section entitled Section 16-A is
20 hereby included in the same Act to read as follows:

1 “SEC. 16-A. *TAX EXEMPTION.* – ALL
2 GRANTS, BEQUESTS, ENDOWMENTS,
3 DONATIONS, AND CONTRIBUTIONS MADE
4 TO THE PROTECTED AREA FUND TO BE
5 USED ACTUALLY, DIRECTLY, AND
6 EXCLUSIVELY BY THE PROTECTED AREA
7 SHALL BE EXEMPT FROM DONOR’S TAX
8 AND SHALL BE CONSIDERED AS
9 ALLOWABLE DEDUCTION FROM THE
10 GROSS INCOME OF THE DONOR FOR
11 PURPOSES OF COMPUTING THE TAXABLE
12 INCOME OF THE DONOR IN ACCORDANCE
13 WITH THE PROVISIONS OF THE
14 NATIONAL INTERNAL REVENUE CODE OF
15 1997, AS AMENDED.”

16 SEC. 14. Section 19 of Republic Act No. 7586 is
17 hereby amended to read as follows:

18 “SEC. 19. *Special Prosecutor[s] AND*
19 *RETAINED COUNSEL.* – WITHIN THIRTY
20 (30) DAYS FROM THE EFFECTIVITY OF

1 THIS ACT, the Department of Justice (DOJ)
2 shall [designate] APPOINT special prosecutors
3 to prosecute violations of laws, rules and
4 regulations in THE protected area[s]. THE
5 SPECIAL PROSECUTOR SHALL
6 COORDINATE WITH THE PAMB AND THE
7 PASU IN THE PERFORMANCE OF DUTIES
8 AND ASSIST IN THE TRAINING OF
9 WARDENS AND RANGERS IN ARREST AND
10 CRIMINAL PROCEDURES. THE PAMB MAY
11 RETAIN THE SERVICES OF COUNSEL TO
12 PROSECUTE AND ASSIST IN THE
13 PROSECUTION OF CASES UNDER THE
14 DIRECT CONTROL AND SUPERVISION OF
15 THE REGULAR OR SPECIAL PROSECUTOR.
16 SAID COUNSEL SHALL ALSO REPRESENT
17 AND DEFEND THE MEMBERS OF THE
18 PAMB, THE PASU AND THE STAFF, OR
19 ANY DENR DEPUTIZED INDIVIDUALS AND
20 VOLUNTEERS, AGAINST ANY LEGAL

1 ACTION ARISING FROM THE
2 PERFORMANCE OF THEIR POWERS,
3 FUNCTIONS AND RESPONSIBILITIES, AS
4 PROVIDED IN THIS ACT.”

5 SEC. 15. Sections 20 of Republic Act No. 7586 is
6 hereby amended to read as follows:

7 “SEC. 20. *Prohibited Acts.* –Except as may
8 be allowed by the nature of their categories and
9 pursuant to rules and regulations governing
10 the same, the following acts are prohibited
11 within protected areas:

12 “A) POACHING, KILLING,
13 DESTROYING, DISTURBING OF ANY
14 WILDLIFE, INCLUDING IN PRIVATE
15 LANDS WITHIN THE PROTECTED AREA;

16 “B) HUNTING, TAKING, COLLECTING,
17 OR POSSESSING OF ANY WILDLIFE, OR
18 BY-PRODUCTS DERIVED THEREFROM,
19 INCLUDING IN PRIVATE LANDS WITHIN
20 THE PROTECTED AREA, WITHOUT THE

1 NECESSARY PERMIT, AUTHORIZATION
2 OR EXEMPTION: *PROVIDED*, THAT THE
3 PASU AS AUTHORIZED BY THE PAMB
4 SHALL ISSUE A PERMIT, AUTHORIZATION
5 OR EXEMPTION ONLY FOR CULLING,
6 SCIENTIFIC RESEARCH, THE
7 EXCEPTIONS PROVIDED UNDER SECTION
8 27(A) OF REPUBLIC ACT NO. 9147, OR
9 HARVESTS OF NON-PROTECTED SPECIES
10 IN MULTIPLE USE ZONES BY TENURED
11 MIGRANTS AND IPS;

12 “C) CUTTING, GATHERING,
13 REMOVING OR COLLECTING TIMBER
14 WITHIN THE PROTECTED AREA,
15 INCLUDING PRIVATE LANDS THEREIN,
16 WITHOUT THE NECESSARY PERMIT,
17 AUTHORIZATION, CERTIFICATION OF
18 PLANTED TREES OR EXEMPTION, SUCH
19 AS FOR CULLING EXOTIC SPECIES;
20 EXCEPT, HOWEVER, WHEN SUCH ACTS

1 ARE DONE IN ACCORDANCE WITH THE
2 DULY RECOGNIZED PRACTICES OF THE
3 IPS/ ICCS FOR SUBSISTENCE PURPOSES;

4 D) POSSESSING OR TRANSPORTING
5 OUTSIDE THE PROTECTED AREA ANY
6 TIMBER, FOREST PRODUCTS, WILDLIFE,
7 OR BY-PRODUCTS DERIVED THEREFROM,
8 WHICH HAVE BEEN ASCERTAINED TO
9 HAVE BEEN TAKEN FROM THE
10 PROTECTED AREA, OTHER THAN EXOTIC
11 SPECIES UNDER AN APPROPRIATE
12 PERMIT FOR ITS CULLING;

13 "E) USING ANY FISHING OR
14 HARVESTING GEAR AND PRACTICES OR
15 ANY OF THEIR VARIATIONS THAT
16 DESTROYS CORAL REEFS, SEAGRASS
17 BEDS OR OTHER MARINE LIFE AND
18 THEIR ASSOCIATED HABITATS OR
19 TERRESTRIAL HABITATS AS MAY BE
20 DETERMINED BY DA OR THE DENR;

1 *PROVIDED*, THAT MERE POSSESSION OF
2 SUCH GEARS WITHIN PROTECTED AREAS
3 SHALL BE *PRIMA FACIE* EVIDENCE OF
4 THEIR USE;

5 “F) DUMPING, THROWING, USING,
6 OR CAUSING TO BE DUMPED INTO OR
7 PLACED IN THE PROTECTED AREA ANY
8 TOXIC CHEMICAL, NOXIOUS OR
9 POISONOUS SUBSTANCE OR
10 NON-BIODEGRADABLE MATERIAL,
11 UNTREATED SEWAGE OR ANIMAL
12 WASTE, OR PRODUCTS WHETHER IN
13 LIQUID, SOLID OR GAS STATE,
14 INCLUDING PESTICIDES AND OTHER
15 HAZARDOUS SUBSTANCES AS DEFINED
16 UNDER REPUBLIC ACT NO. 6969,
17 OTHERWISE KNOWN AS “THE TOXIC
18 SUBSTANCES AND HAZARDOUS AND
19 NUCLEAR WASTES CONTROL ACT OF
20 1990” DETRIMENTAL TO THE PROTECTED

1 AREA, OR TO THE PLANTS AND ANIMALS
2 OR INHABITANTS THEREIN;

3 "G) OPERATING ANY MOTORIZED
4 CONVEYANCE WITHIN THE PROTECTED
5 AREA WITHOUT PERMIT FROM THE
6 PAMB, EXCEPT WHEN THE USE OF SUCH
7 MOTORIZED CONVEYANCE IS THE ONLY
8 PRACTICAL MEANS OF TRANSPORTATION
9 OF IPS/ICCS IN ACCESSING THEIR
10 ANCESTRAL DOMAIN/LAND;

11 "H) ALTERING, REMOVING,
12 DESTROYING OR DEFACING BOUNDARY
13 MARKS OR SIGNS;

14 "I) ENGAGING IN KAINGIN OR, IN
15 ANY MANNER, CAUSING FOREST FIRES
16 INSIDE THE PROTECTED AREA;

17 "J) MUTILATING, DEFACING,
18 DESTROYING, EXCAVATING,
19 VANDALIZING OR, IN ANY MANNER,
20 DAMAGING ANY NATURAL FORMATION,

1 RELIGIOUS, SPIRITUAL, HISTORICAL
2 SITES, ARTIFACTS AND OTHER OBJECTS
3 OF NATURAL BEAUTY, SCENIC VALUE OR
4 OBJECTS OF INTEREST TO ICCS/IPS;

5 "K) DAMAGING AND LEAVING ROADS
6 AND TRAILS IN A DAMAGED CONDITION;

7 "L) LITTERING OR DEPOSITING
8 REFUSE OR DEBRIS ON THE GROUND OR
9 IN BODIES OF WATER;

10
11 "M) POSSESSING OR USING
12 BLASTING CAPS OR EXPLOSIVES
13 ANYWHERE WITHIN THE PROTECTED
14 AREA;

15
16 "N) OCCUPYING OR DWELLING IN
17 ANY PUBLIC LANDS WITHIN THE
18 PROTECTED AREA WITHOUT CLEARANCE
19 FROM THE PAMB;

20
21 "O) CONSTRUCTING, ERECTING, OR
22 MAINTAINING ANY KIND OF STRUCTURE,

1 FENCE OR ENCLOSURES, CONDUCTING
2 ANY BUSINESS ENTERPRISE WITHIN THE
3 DECLARED PROTECTED AREA WITHOUT
4 THE PRIOR PAMB CLEARANCE AND
5 PERMIT FROM DENR AND INCONSISTENT
6 WITH THE MANAGEMENT PLAN DULY
7 APPROVED BY THE PAMB;

8 "P) UNDERTAKING MINERAL
9 EXPLORATION OR EXTRACTION WITHIN
10 THE PROTECTED AREA;

11 "Q) ENGAGING IN COMMERCIAL OR
12 LARGE-SCALE QUARRYING WITHIN THE
13 PROTECTED AREA;

14 "R) ESTABLISHING OR INTRODUCING
15 EXOTIC SPECIES, INCLUDING
16 GENETICALLY MODIFIED ORGANISMS
17 (GMOS), OR INVASIVE ALIEN SPECIES
18 WITHIN THE PROTECTED AREA;

19 "S) CONDUCTING BIOPROSPECTING
20 WITHIN THE PROTECTED AREA WITHOUT

1 PRIOR PAMB CLEARANCE IN
2 ACCORDANCE WITH EXISTING
3 GUIDELINES: *PROVIDED*, THAT IN
4 ADDITION TO THE PENALTY HEREIN,
5 ANY COMMERCIAL USE OF ANY
6 SUBSTANCE DERIVED FROM NON-
7 PERMITTED BIOPROSPECTING WITHIN A
8 PROTECTED AREA WILL NOT BE
9 ALLOWED AND ALL REVENUE EARNED
10 FROM ILLEGAL COMMERCIALIZATION
11 THEREOF WILL BE FORFEITED AND
12 DEPOSITED IN FAVOR OF IPAF;

13 “T) PROSPECTING, HUNTING OR
14 OTHERWISE LOCATING HIDDEN
15 TREASURES WITHIN THE PROTECTED
16 AREA;

17 U) PURCHASING OR SELLING,
18 MORTGAGING OR LEASING LANDS OR
19 OTHER PORTIONS OF THE PROTECTED

1 AREA WHICH ARE COVERED BY ANY
2 TENURIAL INSTRUMENT; AND

3 "V) CONSTRUCTING ANY
4 PERMANENT STRUCTURES WITHIN THE
5 FORTY (40) METER EASEMENT FROM THE
6 HIGH WATER MARK OF ANY NATURAL
7 BODY OF WATER OR ISSUING A PERMIT
8 FOR SUCH CONSTRUCTION PURSUANT
9 TO ARTICLE 51 OF PD 1067: *PROVIDED*,
10 THAT CONSTRUCTION FOR COMMON
11 USAGE WHARVES AND SHORELINE
12 PROTECTION SHALL BE PERMITTED BY
13 THE PAMB ONLY AFTER THOROUGH
14 ECOLOGICAL REVIEW."

15 SEC. 16. Section 21 of Republic Act No. 7586 is
16 hereby amended to read as follows:

17 "SEC. 21. *Penalties.* - [Whoever violates
18 this Act or any rules and regulations issued by
19 the Department pursuant to this Act or
20 whoever is found guilty by a competent court of

1 justice of any of the offenses in the preceding
2 section shall be fined in the amount of not less
3 than Five thousand pesos (P5,000) nor more
4 than Five hundred thousand pesos (P500,000),
5 exclusive of the value of the thing damaged or
6 imprisonment for not less than one (1) year but
7 not more than six (6) years, or both, as
8 determined by the court: *Provided, That*, if the
9 area requires rehabilitation or restoration as
10 determined by the court, the offender shall be
11 required to restore or compensate for the
12 restoration to the damages: *Provided, further*,
13 That court shall order the eviction of the
14 offender from the land and the forfeiture in
15 favor of the Government of all minerals, timber
16 or any species collected or removed including
17 all equipment, devices and firearms used in
18 connection therewith, and any construction or
19 improvement made thereon by the offender. If
20 the offender is an association or corporation,

1 the president or manager shall be directly
2 responsible for the act of his employees and
3 laborers: *Provided, finally,* That the DENR
4 may impose administrative fines and penalties
5 consistent with this Act.] THE FOLLOWING
6 PENALTIES SHALL BE IMPOSED
7 ACCORDINGLY:

8 “A) THE PENALTIES AND
9 QUALIFICATIONS PRESCRIBED IN
10 ARTICLES 309 AND 310 OF THE REVISED
11 PENAL CODE, DEPENDING ON THE
12 VALUE OF THE RESOURCES INVOLVED IN
13 CONNECTION WITH THE PROHIBITED
14 ACT OR A FINE OF AT LEAST TRIPLE THE
15 VALUE OF THE RESOURCES, OR BOTH,
16 SHALL BE IMPOSED UPON ANY PERSON
17 WHO VIOLATES PARAGRAPHS (A) TO (E)
18 OF SECTION 20 HEREOF;

19 “B) A FINE OF NOT LESS THAN TWO
20 HUNDRED THOUSAND PESOS

1 (P200,000.00) BUT NOT MORE THAN ONE
2 MILLION PESOS (P1,000,000.00) OR
3 IMPRISONMENT FROM ONE (1) YEAR BUT
4 NOT MORE THAN SIX (6) YEARS, OR BOTH,
5 SHALL BE IMPOSED UPON ANY PERSON
6 WHO VIOLATES PARAGRAPHS (F) TO (N)
7 OF SECTION 20 HEREOF;

8 "C) A FINE OF NOT LESS THAN ONE
9 MILLION PESOS (P1,000,000.00) BUT NOT
10 MORE THAN FIVE MILLION PESOS
11 (P5,000,000.00) OR IMPRISONMENT FROM
12 SIX (6) YEARS BUT NOT MORE THAN
13 TWELVE (12) YEARS OR BOTH SHALL BE
14 IMPOSED UPON ANY PERSON WHO
15 VIOLATES PARAGRAPHS (O) TO (V) OF
16 SECTION 20 HEREOF;

17 "D) A FINE OF FIFTY THOUSAND
18 PESOS (P50,000.00) DAILY SHALL BE
19 IMPOSED ON THE OWNER OF EXISTING
20 FACILITIES CONSTRUCTED AND

1 ERECTED WITHIN A PROTECTED AREA
2 UNDER SECTION 24 OF THIS ACT,
3 WITHOUT PRIOR CLEARANCE FROM THE
4 PAMB. FOR EVERY CONTINUING
5 VIOLATION, UPON REACHING A TOTAL
6 FINE OF FIVE HUNDRED THOUSAND
7 PESOS (P500,000.00) OR IF THE VIOLATION
8 CONTINUES TO BE COMMITTED FOR
9 THIRTY (30) DAYS, THE PAMB, THROUGH
10 THE PASU AND OTHER DEPUTIZED
11 GOVERNMENT ENTITIES, SHALL CAUSE
12 THE CESSATION OF OPERATION AND
13 FORFEITURE OF THE FACILITY IN FAVOR
14 OF THE PAMO OR TO CAUSE THE
15 DEMOLITION OF THE FACILITY AT THE
16 COST OF THE OWNER. IF THE FACILITY
17 IS GOVERNMENT-OWNED, THE AGENCY
18 IN CHARGE SHALL SUBMIT A PLAN FOR A
19 SUBSTITUTE FACILITY THAT COMPLIES
20 WITH THE PROTECTED AREA STANDARDS

1 AND, WITHIN ONE YEAR, CONSTRUCT
2 THE FACILITY ACCORDING TO THE
3 APPROVED PA MANAGEMENT PLAN.

4 “E) ADMINISTRATIVE FINES NOT
5 LESS THAN FIFTY THOUSAND PESOS
6 (P50,000.00) BUT NOT EXCEEDING FIVE
7 MILLION PESOS (P5,000,000.00) SHALL BE
8 IMPOSED FOR THE VIOLATION OF ANY
9 RULES AND REGULATIONS OR
10 AGREEMENTS REACHED BEFORE THE
11 PAMB IN THE EXERCISE OF
12 ADJUDICATIVE FUNCTIONS:

13 *PROVIDED*, THAT IF AN AREA
14 REQUIRES REHABILITATION OR
15 RESTORATION AS DETERMINED BY THE
16 COURT, THE OFFENDER SHALL BE
17 REQUIRED TO RESTORE OR PAY
18 COMPENSATION FOR THE RESTORATION
19 OF DAMAGES, WHICH PAYMENT SHALL
20 ACCRUE TO THE IPAF.

1 “ON THE BASIS OF A COURT ORDER,
2 THE DENR SHALL CAUSE THE EVICTION
3 OF OFFENDER FROM THE PROTECTED
4 AREA: *PROVIDED*, THAT IN CASES OF
5 EMERGENCY, THE DENR SECRETARY, AT
6 HIS OR HER OWN DISCRETION, MAY
7 ORDER THE IMMEDIATE EXIT OR
8 DEPARTURE OF THE OFFENDER FROM
9 THE PROTECTED AREA. THE SECRETARY
10 MAY CALL ON OTHER ENFORCEMENT
11 AGENCIES TO ASSIST IN EXECUTING THE
12 ORDER TO VACATE.

13 “AN EMERGENCY IS WHEN THERE IS
14 A DEMONSTRATED IMPENDING THREAT
15 TO HUMAN LIFE AND BIODIVERSITY OR
16 TO THREATEN SPECIES OR TO THE
17 INTEGRITY OF THE ECOSYSTEM OF THE
18 PROTECTED AREA.

19 ALL MINERALS, TIMBER OR SPECIES
20 COLLECTED OR REMOVED, INCLUDING

1 ALL EQUIPMENT, DEVICES,
2 CONVEYANCES, AND FIREARMS USED IN
3 CONNECTION THEREWITH, SHALL BE
4 FORFEITED IN FAVOR OF THE
5 GOVERNMENT, AND ANY CONSTRUCTION
6 OR IMPROVEMENT MADE THEREON BY
7 THE OFFENDER SHALL BE SUBJECT TO
8 CONFISCATION BY THE PAMO, SUBJECT
9 TO THE APPLICATION OF DUE PROCESS.

10 "THE CONVEYANCES, VESSELS,
11 EQUIPMENT, PARAPHERNALIA,
12 IMPLEMENTS, GEARS, TOOLS, AND
13 SIMILAR DEVICES USED IN THE
14 COMMISSION OF THE CRIME SHALL NOT
15 BE RELEASED UNTIL AFTER JUDGMENT
16 OF ACQUITTAL HAS BEEN RENDERED,
17 UNLESS AN INJUNCTION HAS BEEN
18 PREVIOUSLY ORDERED BY THE COURT
19 OF COMPETENT JURISDICTION. THE
20 PROCEEDS OF THE SALE OF ALL

1 OBJECTS CONFISCATED PURSUANT
2 HERETO SHALL ACCRUE TO THE IPAF.
3 PROCEDURES FOR THE SALE THEREOF
4 SHALL BE PROMULGATED BY THE PAMB.
5 HOWEVER, IN NO CASE SHALL ANY
6 CONFISCATED OR RESCUED PROTECTED
7 ANIMAL SPECIES BE SOLD OR IN ANY
8 MANNER DISPOSED OF BUT SHALL BE
9 IMMEDIATELY TURNED OVER TO THE
10 PAMO FOR REHABILITATION AND
11 RELEASE TO ITS NATURAL HABITAT,
12 SUBJECT TO EXISTING REGULATIONS.
13 VALUATION OF THE DAMAGE SHALL
14 TAKE INTO ACCOUNT BIODIVERSITY AND
15 CONSERVATION CONSIDERATIONS AS
16 WELL AS AESTHETIC AND SCENIC
17 VALUES. THE VALUATION AND
18 ASSESSMENT BY THE DENR, IN
19 COORDINATION WITH OTHER
20 CONCERNED GOVERNMENT AGENCIES,

1 SHALL BE PRESUMED REGULAR, UNLESS
2 OTHERWISE PROVEN BY
3 PREPONDERANCE OF EVIDENCE.

4 “IF THE OFFENDER IS AN
5 ASSOCIATION OR CORPORATION, THE
6 PRESIDENT OR MANAGER, WHO WAS
7 PROVEN TO HAVE PARTICIPATED OR
8 HAVE ACTUAL KNOWLEDGE THEREOF
9 SHALL BE DIRECTLY RESPONSIBLE FOR
10 THE ACT OF THE EMPLOYEES AND
11 LABORERS: *PROVIDED, FINALLY*, THAT
12 THE DENR MAY IMPOSE
13 ADMINISTRATIVE FINES AND PENALTIES
14 CONSISTENT WITH THIS ACT.

15 “ANY PERSON WHO SHALL INDUCE
16 ANOTHER OR CONSPIRE TO COMMIT ANY
17 OF THE ILLEGAL ACTS PROHIBITED IN
18 THIS ACT OR FORCE THEIR WORKERS TO
19 COMMIT ANY OF THE SAME SHALL BE
20 LIABLE AS PRINCIPAL.

1 “THE PENALTIES SPECIFIED IN THIS
2 SECTION SHALL BE IN ADDITION TO THE
3 PENALTIES CONTAINED IN REPUBLIC
4 ACT NO. 9072 (NATIONAL CAVES AND
5 CAVE RESOURCES MANAGEMENT AND
6 PROTECTION ACT), REPUBLIC ACT NO.
7 9147 (WILDLIFE RESOURCES
8 CONSERVATION AND PROTECTION ACT),
9 REPUBLIC ACT NO. 10654 (REVISED
10 PHILIPPINE FISHERIES CODE) AND
11 OTHER RELATED LAWS.

12 “THE CONVICTION FOR ANY
13 OFFENSE UNDER THIS ACT OF A PUBLIC
14 OFFICER OR OFFICER OF THE LAW
15 SHALL CARRY THE ACCESSORY PENALTY
16 OF PERPETUAL DISQUALIFICATION
17 FROM PUBLIC OFFICE.”

18 SEC. 17. Insert eleven (11) new sections after Section
19 21 of Republic Act No. 7586 to read as follows:

1 “SEC. 22. *EXISTING RIGHTS.* – ALL
2 VESTED PROPERTY AND PRIVATE RIGHTS
3 WITHIN THE PROTECTED AREA AND ITS
4 BUFFER ZONES ALREADY EXISTING
5 AND/OR VESTED UPON THE EFFECTIVITY
6 OF THIS ACT SHALL BE PROTECTED AND
7 RESPECTED IN ACCORDANCE WITH
8 EXISTING LAWS: *PROVIDED*, THAT THE
9 EXERCISE OF SUCH PROPERTY AND
10 PRIVATE RIGHTS SHALL BE
11 HARMONIZED, AS FAR AS PRACTICABLE,
12 WITH THE PROVISIONS OF THIS ACT,
13 THE INDIVIDUAL PRESIDENTIAL
14 PROCLAMATION OR THE IMPLEMENTING
15 RULES AND REGULATIONS OF EACH
16 PROTECTED AREA.”

17 “SEC. 23. *TENURED MIGRANTS AND*
18 *OTHER PROTECTED AREA OCCUPANTS.* –
19 TENURED MIGRANTS SHALL BE
20 ELIGIBLE TO BECOME STEWARDS OF

1 PORTION OF LANDS WITHIN MULTIPLE-
2 USE ZONE. THE PAMB SHALL IDENTIFY,
3 VERIFY AND REVIEW ALL TENURIAL
4 INSTRUMENTS, LAND CLAIMS, AND
5 ISSUANCES OF PERMITS FOR RESOURCE
6 USE WITHIN THE PROTECTED AREA AND
7 RECOMMEND THE ISSUANCE OF THE
8 APPROPRIATE TENURE INSTRUMENT
9 CONSISTENT WITH THE ZONING
10 PROVIDED IN THE MANAGEMENT PLAN.

11 SHOULD AREAS OCCUPIED BY
12 TENURED MIGRANTS BE DESIGNATED AS
13 ZONES IN WHICH NO OCCUPATION OR
14 OTHER ACTIVITIES ARE ALLOWED
15 PURSUANT TO THE ATTAINMENT OF
16 SUSTAINABLE DEVELOPMENT,
17 PROVISION FOR THE TRANSFER OF THE
18 TENURED MIGRANTS TO MULTIPLE USE
19 ZONES OR BUFFER ZONES SHALL BE
20 ACCOMPLISHED THROUGH JUST AND

1 HUMANE MEANS: *PROVIDED*, THAT
2 PROTECTED AREA OCCUPANTS WHO ARE
3 NOT QUALIFIED AS TENURED MIGRANTS
4 SHALL BE RESETTLED OUTSIDE THE
5 PROTECTED AREA.

6 "THE RIGHTS OF THE TENURED
7 MIGRANTS MAYBE TRANSFERRED ONLY
8 TO THE SPOUSE OR ONE OF ITS DIRECT
9 DESCENDANTS LISTED AT THE TIME OF
10 THE SURVEY.

11 "IN THE EVENT OF TERMINATION OF
12 A TENURIAL INSTRUMENT FOR CAUSE
13 OR BY VOLUNTARY SURRENDER OF
14 RIGHTS, THE PASU SHALL TAKE
15 IMMEDIATE STEPS TO REHABILITATE
16 THE AREA.

17 "FOLLOWING THE PROTECTED AREA
18 OCCUPANT SURVEY UNDER SECTION
19 5C (1) HEREOF, THE DENR REGIONAL
20 DIRECTOR SHALL SUBMIT TO THE BMB,

1 WITHIN SIX (6) MONTHS FROM THE
2 PASSAGE OF THIS ACT, THE FINAL LIST
3 OF TENURED MIGRANTS, WHICH SHALL
4 BECOME THE OFFICIAL LIST AND SHALL
5 BE THE BASIS FOR TENURED MIGRANT
6 RECOGNITION AND ISSUANCE OF
7 TENURIAL INSTRUMENTS.”

8 “SEC. 24. *EXISTING FACILITIES*
9 *WITHIN THE PROTECTED AREA.* -

10 WITHIN SIXTY (60) DAYS FROM THE
11 AFFECTIVITY OF THIS ACT, AN
12 INVENTORY OF ALL EXISTING
13 FACILITIES SUCH AS ROADS, BUILDINGS
14 AND STRUCTURES, WATER SYSTEMS,
15 TRANSMISSION LINES, COMMUNICATION
16 FACILITIES, HEAVY EQUIPMENT, AND
17 IRRIGATION FACILITIES, AMONG
18 OTHERS, WITHIN THE PROTECTED AREA
19 SHALL BE CONDUCTED. THE INVENTORY
20 OF FACILITIES WITH CORRESPONDING

1 DESCRIPTIONS SHALL BE SUBMITTED BY
2 THE DENR REGIONAL DIRECTOR TO THE
3 SECRETARY THRU THE BMB. THE
4 REGIONAL DIRECTOR SHALL ALSO
5 SUBMIT ASSESSMENT REPORT
6 INCLUDING THE RECOMMENDATIONS.

7 "THE PAMB, WITH THE ASSISTANCE
8 OF THE DENR, MAY IMPOSE CONDITIONS
9 FOR THE CONTINUOUS OPERATION OF A
10 FACILITY FOUND TO BE DETRIMENTAL
11 TO THE PROTECTED AREA UNTIL
12 ITS EVENTUAL RELOCATION. IF THE
13 CONDITIONS ARE VIOLATED, THE OWNER
14 OF THE FACILITY SHALL BE MADE
15 LIABLE PURSUANT TO SECTION 21 (D)
16 HEREOF.

17 "EXISTING FACILITIES ALLOWED TO
18 REMAIN WITHIN THE PROTECTED AREA
19 SHALL BE CHARGED A REASONABLE FEE
20 BY THE PAMB. STRUCTURES FOUND

1 WITHIN THE FORTY (40) METER
2 EASEMENT SHALL BE DEMOLISHED
3 UNLESS PROVEN NECESSARY TO
4 PROTECT THE SHORELINE AND
5 MITIGATE HABITAT DESTRUCTION. THE
6 PAMB SHALL LEVY REASONABLE FEE
7 FOR THE USE OF SUCH EASEMENT FOR
8 THEIR CONTINUED OPERATIONS.
9 WHARVES SHALL BE KEPT ACCESSIBLE
10 TO THE PUBLIC.”

11 “SEC. 25. *SPECIAL USES WITHIN*
12 *PROTECTED AREAS.* - CONSISTENT
13 WITH SECTION 2 HEREOF, SPECIAL USES
14 MAY BE ALLOWED WITHIN PROTECTED
15 AREAS EXCEPT IN STRICT PROTECTION
16 ZONES AND STRICT NATURE RESERVES.
17 THE PAMB MAY RECOMMEND THE
18 ISSUANCE OF TENURIAL INSTRUMENT
19 SUBJECT TO COMPLIANCE TO
20 ENVIRONMENTAL COMPLIANCE

1 CERTIFICATE (ECC) AND PAYMENT OF
2 CORRESPONDING USER FEE
3 CORRESPONDING TO FIVE PERCENT (5%)
4 OF THE ZONAL VALUE OF COMMERCIAL
5 LAND WITHIN THE NEAREST BARANGAY
6 OR MUNICIPALITY WHERE THE PROJECT
7 IS LOCATED MULTIPLIED BY THE AREA
8 OF DEVELOPMENT PLUS ONE PERCENT
9 (1%) VALUE OF IMPROVEMENT AS
10 PREMIUM: *PROVIDED*, THAT THE
11 ACTIVITY SHALL NOT BE DETRIMENTAL
12 TO ECOSYSTEM FUNCTIONS AND
13 BIODIVERSITY.”

14 “SEC. 26. *LOCAL GOVERNMENT*
15 *UNITS*. - THE LOCAL GOVERNMENT
16 UNITS (LGUS) WITHIN A PROTECTED
17 AREA SHALL PARTICIPATE IN ITS
18 MANAGEMENT THROUGH REPRESENTATION
19 IN THE PAMB AS PROVIDED UNDER
20 SECTION 11 HEREOF. ALL FUNDS

1 DIRECTLY COMING FROM THE LGUS
2 SHALL BE EXEMPTED FROM THE
3 TWENTY-FIVE (25%) REMITTANCE
4 REQUIREMENT FOR THE IPAF UNDER
5 SECTION 16 HEREOF."

6 "SEC. 27. *REPORTING RESPONSIBILITY.*
7 - THE PASU, THROUGH THE PAMB, SHALL
8 SUBMIT AN ANNUAL ACCOMPLISHMENT
9 REPORT OF THE PROTECTED AREA TO
10 THE SECRETARY OF THE DENR
11 THROUGH THE BMB. A REPORT ON THE
12 CONDITIONS AND BENEFITS OF THE
13 BIOLOGICAL RESOURCES AND
14 ECOSYSTEM SERVICES OF THE
15 PROTECTED AREA SHALL ALSO BE
16 SUBMITTED BY THE PASU, THROUGH
17 CHANNELS, TO THE SECRETARY OF THE
18 DENR EVERY FIVE (5) YEARS.
19 CONSEQUENTLY, THE BMB SHALL
20 LIKEWISE PREPARE A NATIONAL STATE

1 OF PROTECTED AREAS (NSPA) REPORT
2 EVERY FIVE (5) YEARS AND SHALL
3 SUBMIT THE SAME TO THE PRESIDENT,
4 THE SENATE AND THE HOUSE OF
5 REPRESENTATIVES.”

6 “SEC. 28. *APPROPRIATIONS.* – THE
7 SECRETARY OF THE DENR SHALL
8 IMMEDIATELY INCLUDE IN THE DENR’S
9 PROGRAM THE IMPLEMENTATION OF
10 THIS ACT, THE FUNDING OF WHICH
11 SHALL BE INCLUDED IN THE ANNUAL
12 GENERAL APPROPRIATIONS ACT.”

13 “SEC. 29. *CONSTRUCTION AND*
14 *INTERPRETATION.* – THE PROVISIONS
15 OF THIS ACT SHALL BE CONSTRUED
16 LIBERALLY IN FAVOR OF THE
17 PROTECTION AND REHABILITATION OF
18 THE PROTECTED AREA AND THE
19 CONSERVATION AND RESTORATION OF
20 ITS BIOLOGICAL DIVERSITY, TAKING

1 INTO ACCOUNT THE NEEDS AND
2 INTERESTS OF QUALIFIED TENURED
3 MIGRANTS, VESTED RIGHTS, IPS AND
4 LOCAL COMMUNITIES, AND THE
5 BENEFITS FROM ECOSYSTEM SERVICES
6 AND FUNCTIONS OF PROTECTED AREAS,
7 FOR PRESENT AND FUTURE
8 GENERATIONS”

9 “SEC. 30. *SUBSEQUENT SITE-*
10 *SPECIFIC LEGISLATION.* – UPON THE
11 GENERATION OF SITE-SPECIFIC
12 REQUIREMENTS FOR NEW LEGISLATION,
13 THE PAMB, THROUGH THE DENR, SHALL
14 ENDORSE TO CONGRESS FOR ITS
15 CONSIDERATION AND ENACTMENT
16 SITE-SPECIFIC PROPOSALS TO
17 APPROPRIATELY RESPOND TO THE
18 DISTINCT AND PARTICULAR NEEDS AND
19 CONSERVATION REQUIREMENTS OF THE
20 PROTECTED AREAS IN EACH LOCALITY.

1 PROTECTED AREAS THAT MAY BE LATER
2 ESTABLISHED OR DECLARED PURSUANT
3 TO THIS ACT SHALL LIKEWISE UNDERGO
4 THE SAME REQUIREMENTS OF SITE
5 SPECIFIC LEGISLATION.”

6 “SEC. 31. *AUTHORITY TO ISSUE*
7 *IMPLEMENTING RULES AND*
8 *REGULATIONS.* – WITHIN SIX (6) MONTHS
9 FROM THE EFFECTIVITY OF THIS ACT,
10 THE DENR SHALL PREPARE THE
11 IMPLEMENTING RULES AND REGULATIONS
12 OF THIS ACT.”

13 “SEC. 32. *TRANSITORY PROVISIONS.* –
14 IN ORDER TO ENHANCE THE BIOLOGICAL
15 DIVERSITY AND TO DEVELOP SUSTAINABLE
16 LIVELIHOOD OPPORTUNITIES FOR TENURED
17 MIGRANTS, THE DENR SHALL HENCEFORTH
18 CEASE TO ISSUE CONCESSIONS, LICENSES,
19 PERMITS, CLEARANCES, COMPLIANCE
20 DOCUMENTS, OR ANY OTHER INSTRUMENT

1 THAT ALLOWS UTILIZATION OF
2 RESOURCES WITHIN THE DECLARED
3 PROTECTED AREA UNTIL THE
4 MANAGEMENT PLAN SHALL HAVE BEEN
5 PUT INTO EFFECT.”

6 “ALL EXISTING LAND USE AND
7 RESOURCE USE PERMITS ISSUED FOR
8 PURPOSES WHICH ARE AUTHORIZED WITHIN
9 THE PROTECTED AREA SHALL BE REVIEWED
10 AND SHALL NOT BE RENEWED UPON
11 THEIR EXPIRATION UNLESS CONSISTENT
12 WITH THE MANAGEMENT PLAN AND
13 APPROVED BY THE PAMB.”

14 SEC. 18. Sections 22 and 23 of Republic Act No. 7586
15 are hereby renumbered as Sections 33 and 34 of the
16 Revised NIPAS Act.

17 SEC. 19. Section 24 of RA 7586 is hereby amended to
18 read as follows:

1 “SEC. [24.] 35. This Act shall take effect
2 fifteen (15) days after its complete publication
3 in the *OFFICIAL GAZETTE* or in a national
4 newspaper of general circulation.”

Approved,