

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

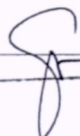
SENATE  
P.S. Resolution No. 76



Senate  
Office of the Secretary

19 AUG -6 P 6:06

Introduced by **SENATOR IMEE R. MARCOS**

RECEIVED BY: 

**RESOLUTION**  
**TO CONDUCT AN INQUIRY, IN AID OF LEGISLATION, ON THE IMPACT OF**  
**THE CONSTRUCTION OF THE KALIWA DAM PROJECT IN THE QUEZON**  
**PROVINCE, THEREBY SAFEGUARDING THE RIGHTS OF**  
**INDIGENOUS PEOPLE**

**WHEREAS**, Article II, Section 22 of the 1987 Constitution states that, "*the State recognizes and promotes the rights of indigenous cultural communities within the framework of national unity and development.*" Further, the Constitution provides that the State shall protect and advance the right of the people to a balanced and healthful ecology in accord with the rhythm and harmony of nature;

**WHEREAS**, Republic Act No. 8371 otherwise known as the, "The Indigenous Peoples Rights Act of 1997," promotes the rights of indigenous people to protect ancestral domains to ensure the indigenous peoples' economic, social, and cultural well-being;

**WHEREAS**, the said Act provides that free and prior informed consent must be given and issued by the Indigenous People (IP) or the Indigenous Cultural Communities (ICCs), in accordance with customary laws, in order to protect territorial integrity of ancestral domains;

**WHEREAS**, in 2018, the government, through an Official Development Assistance (ODA), proposed a project entitled the, "New Centennial Water Source – Kaliwa Dam Project" (Kaliwa Dam Project) which aims to supply 600 million liters per

day (MLD) that can be expanded to 2,400 MLD when a conveyance pipe will be connected to Kanan river;

**WHEREAS**, the project is aimed at developing a new water source for Metro Manila's increasing water supply demand since as of March 2019, Manila Water can no longer keep up with the demand from 1,600 MLD to 1,740 MLD;

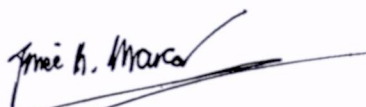
**WHEREAS**, despite the requirement of free and prior informed consent, as provided by R.A. No. 8371, the IPs/ICCs oppose and state that no consent was obtained;

**WHEREAS**, the Sectors Opposed to the Kaliwa Dam, or "STOP Kaliwa Dam", said that the government was merely using the present water crisis to aggressively push the project. IP leaders in the area have questioned the process being undertaken by the National Commission on Indigenous People (NCIP) because IPs were not provided with copies of relevant documents from the project proponent, which are essential for evaluating and making informed decisions;

**WHEREAS**, IPs/ICCs stated that the construction of the dam will displace IP communities and sources of livelihood;

**NOW, THEREFORE, BE IT RESOLVED AS IT IS HEREBY RESOLVED**, to direct the appropriate Senate Committee to conduct an inquiry, in aid of legislation, on the impact of the construction of the Kaliwa Dam Project in the Quezon Province, thereby safeguarding the rights of indigenous people.

*Adopted,*

  
**IMEE R. MARCOS**