



HOUSE OF REPRESENTATIVES

H. No. 4852

BY REPRESENTATIVES BANAAG, ANDAYA AND AMANTE, PER COMMITTEE
REPORT NO. 1161

AN ACT DECLARING THE MT. HILONG-HILONG RANGE SITUATED
IN THE CITY OF BUTUAN AND IN THE MUNICIPALITIES OF
REMEDIOS T. ROMUALDEZ, CABADBARAN AND SANTIAGO
IN THE PROVINCE OF AGUSAN DEL NORTE AS A PROTECTED
AREA AND FOR OTHER PURPOSES

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

1 SECTION 1. *Title.* – This Act shall be known as the “Mt. Hilong-Hilong
2 Protected Landscape Act of 2005”.

3 SEC. 2. *Declaration of Policy.* – Pursuant to Republic Act No. 7586,
4 otherwise known as the National Integrated Protected Areas System (NIPAS)
5 Act of 1992, it is hereby declared the policy of the State to ensure the
6 protection and conservation of the scenic, cultural and historical features of
7 Mt. Hilong-Hilong Range including its diverse terrestrial ecosystem for the
8 benefit of its people, both of the present and future generations. As such, the
9 State shall maintain the high level of biodiversity in Mt. Hilong-Hilong through
10 sustainable and participatory development; regulate the utilization of wildlife

1 resources (flora and fauna) and other natural habitats found therein; and
 2 respect and protect the customs and interests of its legitimate inhabitants,
 3 migrants and indigenous people.

4 *SEC. 3. Declaration of Protected Area (PA); Scope and Boundaries. –*

5 The Mt. Hilong-Hilong Range Protected Landscape is hereby declared a
 6 protected area as categorized pursuant to Republic Act No. 7586, otherwise
 7 known as the National Integrated Protected Areas Act of 1992 or the NIPAS
 8 Act.

9 The boundaries of Mt. Hilong-Hilong Range Protected Landscape are
 10 more particularly described as follows:

11 “Beginning at Tie Point AGN 35 of PRS 92 located at Sitio Agay,
 12 Barangay Balang-Balang, Municipality of Remedios T. Romualdez, Agusan
 13 del Norte, with the coordinates of South 53°38’ East with a distance of
 14 7,567.97 meters to a point designated as corner 1 located at the top of the
 15 ridge,

16	thence from corner 1,	N 39°23’ W	309.63 meters to corner 2,
17	thence from corner 2,	N 56°39’ E	202.54 meters to corner 3,
18	thence from corner 3,	N 29°22’ E	133.12 meters to corner 4,
19	thence from corner 4,	N 04°51’ E	612.17 meters to corner 5,
20	thence from corner 5,	N 43°09’ E	257.51 meters to corner 6,
21	thence from corner 6,	N 02°56’ W	270.12 meters to corner 7,
22	thence from corner 7,	N 52°58’ E	282.61 meters to corner 8,
23	thence from corner 8,	N 77°34’ E	250.39 meters to corner 9,
24	thence from corner 9,	S 82°25’ E	223.65 meters to corner 10,
25	thence from corner 10,	S 87°04’ E	334.71 meters to corner 11,
26	thence from corner 11,	N 72°48’ E	342.11 meters to corner 12,
27	thence from corner 12,	N 23°43’ E	258.07 meters to corner 13,
28	thence from corner 13,	N 59°46’ E	281.37 meters to corner 14,

1	thence from corner 14,	N 75°32' E	338.56 meters to corner 15,
2	thence from corner 15,	N 84°00' E	237.77 meters to corner 16,
3	thence from corner 16,	S 85°35' E	496.31 meters to corner 17,
4	thence from corner 17,	S 74°09' E	292.27 meters to corner 18,
5	thence from corner 18,	N 89°20' E	153.26 meters to corner 19,
6	thence from corner 19,	N 36°56' E	285.02 meters to corner 20,
7	thence from corner 20,	N 43°13' E	447.79 meters to corner 21,
8	thence from corner 21,	N 10°01' E	395.13 meters to corner 22,
9	thence from corner 22,	N 41°12' E	365.72 meters to corner 23,
10	thence from corner 23,	N 72°07' E	350.13 meters to corner 24,
11	thence from corner 24,	N 40°38' E	423.84 meters to corner 25,
12	thence from corner 25,	N 42°32' E	185.69 meters to corner 26,
13	thence from corner 26,	N 05°08' E	382.30 meters to corner 27,
14	thence from corner 27,	N 04°01' W	418.07 meters to corner 28,
15	thence from corner 28,	N 04°24' W	313.87 meters to corner 29,
16	thence from corner 29,	N 53°39' E	212.76 meters to corner 30,
17	thence from corner 30,	N 18°47' E	312.59 meters to corner 31,
18	thence from corner 31,	N 24°07' W	252.12 meters to corner 32,
19	thence from corner 32,	N 10°21' W	139.78 meters to corner 33,
20	thence from corner 33,	N 27°43' E	101.27 meters to corner 34,
21	thence from corner 34,	N 53°31' E	365.36 meters to corner 35,
22	thence from corner 35,	N 67°19' E	268.43 meters to corner 36,
23	thence from corner 36,	N 42°34' E	359.64 meters to corner 37,
24	thence from corner 37,	N 83°39' E	442.42 meters to corner 38,
25	thence from corner 38,	N 85°16' E	346.19 meters to corner 39,
26	thence from corner 39,	N 09°55' E	359.02 meters to corner 40,
27	thence from corner 40,	N 19°03' E	982.24 meters to corner 41,
28	thence from corner 41,	N 19°40' W	322.60 meters to corner 42,

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

1	thence from corner 70,	N 81°38' W	454.45 meters to corner 71,
2	thence from corner 71,	N 13°49' E	282.26 meters to corner 72,
3	thence from corner 72,	N 05°43' W	411.35 meters to corner 73,
4	thence from corner 73,	N 35°40' W	233.25 meters to corner 74,
5	thence from corner 74,	N 30°57' E	195.47 meters to corner 75,
6	thence from corner 75,	N 45°41' W	245.13 meters to corner 76,
7	thence from corner 76,	N 69°32' W	382.99 meters to corner 77,
8	thence from corner 77,	N 61°11' W	147.99 meters to corner 78,
9	thence from corner 78,	N 39°13' W	353.49 meters to corner 79,
10	thence from corner 79,	N 70°55' W	185.75 meters to corner 80,
11	thence from corner 80,	N 60°16' W	292.68 meters to corner 81,
12	thence from corner 81,	N 01°58' W	259.61 meters to corner 82,
13	thence from corner 82,	N 38°56' E	240.60 meters to corner 83,
14	thence from corner 83,	N 12°14' E	190.43 meters to corner 84,
15	thence from corner 84,	N 52°00' W	359.24 meters to corner 85,
16	thence from corner 85,	S 88°01' E	116.25 meters to corner 86,
17	thence from corner 86,	S 58°03' E	189.34 meters to corner 87,
18	thence from corner 87,	S 73°35' E	196.15 meters to corner 88,
19	thence from corner 88,	N 88°06' E	269.32 meters to corner 89,
20	thence from corner 89,	N 81°47' E	162.32 meters to corner 90,
21	thence from corner 90,	N 57°21' E	698.90 meters to corner 91,
22	thence from corner 91,	N 56°36' E	402.94 meters to corner 92,
23	thence from corner 92,	N 45°30' E	410.87 meters to corner 93,
24	thence from corner 93,	N 41°58' E	303.75 meters to corner 94,
25	thence from corner 94,	N 33°23' E	329.24 meters to corner 95,
26	thence from corner 95,	N 27°19' E	238.42 meters to corner 96,
27	thence from corner 96,	N 39°23' E	309.63 meters to corner 97,
28	thence from corner 97,	N 12°45' E	232.67 meters to corner 98,

1	thence from corner 98,	N 52°21' E	139.23 meters to corner 99,
2	thence from corner 99,	N 70°14' E	251.32 meters to corner 100,
3	thence from corner 100,	N 43°44' E	356.61 meters to corner 101,
4	thence from corner 101,	N 77°34' E	532.09 meters to corner 102,
5	thence from corner 102,	N 63°17' E	213.35 meters to corner 103,
6	thence from corner 103,	N 18°01' E	387.92 meters to corner 104,
7	thence from corner 104,	S 86°56' W	320.62 meters to corner 105,
8	thence from corner 105,	S 67°43' W	295.34 meters to corner 106,
9	thence from corner 106,	N 64°36' W	183.16 meters to corner 107,
10	thence from corner 107,	N 75°32' W	171.85 meters to corner 108,
11	thence from corner 108,	N 14°15' W	340.46 meters to corner 109,
12	thence from corner 109,	S 69°16' W	129.13 meters to corner 110,
13	thence from corner 110,	S 41°19' W	242.66 meters to corner 111,
14	thence from corner 111,	S 39°23' W	309.63 meters to corner 112,
15	thence from corner 112,	S 53°27' W	354.90 meters to corner 113,
16	thence from corner 113,	S 14°43' W	222.88 meters to corner 114,
17	thence from corner 114,	S 15°29' W	304.38 meters to corner 115,
18	thence from corner 115,	S 10°47' W	324.36 meters to corner 116,
19	thence from corner 116,	S 19°43' W	360.72 meters to corner 117,
20	thence from corner 117,	S 57°52' W	211.15 meters to corner 118,
21	thence from corner 118,	N 62°56' W	342.93 meters to corner 119,
22	thence from corner 119,	N 46°50' W	176.75 meters to corner 120,
23	thence from corner 120,	N 26°41' W	194.13 meters to corner 121,
24	thence from corner 121,	N 69°18' W	287.71 meters to corner 122,
25	thence from corner 122,	N 14°29' W	186.09 meters to corner 123,
26	thence from corner 123,	N 50°12' W	318.31 meters to corner 124,
27	thence from corner 124,	S 84°39' W	455.92 meters to corner 125,
28	thence from corner 125,	S 50°12' W	319.73 meters to corner 126,

1	thence from corner 126,	N 88°39' W	154.49 meters to corner 127,
2	thence from corner 127,	S 53°08' W	163.15 meters to corner 128,
3	thence from corner 128,	S 26°38' W	170.25 meters to corner 129,
4	thence from corner 129,	N 89°48' W	197.88 meters to corner 130,
5	thence from corner 130,	N 70°56' W	223.53 meters to corner 131,
6	thence from corner 131,	N 41°46' W	331.44 meters to corner 132,
7	thence from corner 132,	N 42°06' W	159.76 meters to corner 133,
8	thence from corner 133,	N 44°40' W	155.89 meters to corner 134,
9	thence from corner 134,	N 47°37' W	209.27 meters to corner 135,
10	thence from corner 135,	N 34°10' W	207.65 meters to corner 136,
11	thence from corner 136,	N 88°36' E	332.20 meters to corner 137,
12	thence from corner 137,	N 49°04' E	488.32 meters to corner 138,
13	thence from corner 138,	N 18°19' E	325.79 meters to corner 139,
14	thence from corner 139,	N 60°11' E	98.09 meters to corner 140,
15	thence from corner 140,	S 88°21' E	353.61 meters to corner 141,
16	thence from corner 141,	N 80°20' E	406.84 meters to corner 142,
17	thence from corner 142,	N 40°47' E	314.74 meters to corner 143,
18	thence from corner 143,	N 17°42' E	307.20 meters to corner 144,
19	thence from corner 144,	N 28°26' E	494.33 meters to corner 145,
20	thence from corner 145,	N 33°34' E	474.59 meters to corner 146,
21	thence from corner 146,	N 59°44' E	277.96 meters to corner 147,
22	thence from corner 147,	N 08°25' E	307.10 meters to corner 148,
23	thence from corner 148,	N 48°07' E	289.30 meters to corner 149,
24	thence from corner 149,	N 27°35' E	371.43 meters to corner 150,
25	thence from corner 150,	N 09°52' E	278.85 meters to corner 151,
26	thence from corner 151,	N 17°55' E	549.37 meters to corner 152,
27	thence from corner 152,	N 46°41' E	370.83 meters to corner 153,
28	thence from corner 153,	N 02°55' W	468.26 meters to corner 154,

1	thence from corner 154,	N 11°39' E	294.49 meters to corner 155,
2	thence from corner 155,	N 04°47' W	139.47 meters to corner 156,
3	thence from corner 156,	N 46°47' W	691.31 meters to corner 157,
4	thence from corner 157,	N 66°07' W	293.69 meters to corner 158,
5	thence from corner 158,	N 14°50' W	368.15 meters to corner 159,
6	thence from corner 159,	N 22°20' W	339.99 meters to corner 160,
7	thence from corner 160,	N 23°08' E	619.58 meters to corner 161,
8	thence from corner 161,	N 31°07' E	447.70 meters to corner 162,
9	thence from corner 162,	N 19°15' E	291.48 meters to corner 163,
10	thence from corner 163,	N 32°26' E	252.95 meters to corner 164,
11	thence from corner 164,	N 18°17' E	529.18 meters to corner 165,
12	thence from corner 165,	N 44°16' E	150.09 meters to corner 166,
13	thence from corner 166,	N 22°29' E	276.93 meters to corner 167,
14	thence from corner 167,	N 14°26' W	539.89 meters to corner 168,
15	thence from corner 168,	N 18°12' E	137.00 meters to corner 169,
16	thence from corner 169,	N 66°43' E	197.73 meters to corner 170,
17	thence from corner 170,	N 42°54' E	433.23 meters to corner 171,
18	thence from corner 171,	N 17°18' E	185.23 meters to corner 172,
19	thence from corner 172,	N 26°12' W	219.75 meters to corner 173,
20	thence from corner 173,	N 02°10' E	246.39 meters to corner 174,
21	thence from corner 174,	N 30°51' E	433.39 meters to corner 175,
22	thence from corner 175,	N 18°02' E	203.13 meters to corner 176,
23	thence from corner 176,	N 49°56' E	195.19 meters to corner 177,
24	thence from corner 177,	N 64°04' E	925.49 meters to corner 178,
25	thence from corner 178,	N 44°11' E	172.40 meters to corner 179,
26	thence from corner 179,	N 26°06' E	639.44 meters to corner 180,
27	thence from corner 180,	N 22°07' E	612.45 meters to corner 181,
28	thence from corner 181,	N 16°10' E	440.81 meters to corner 182,

1	thence from corner 182,	N 07°24' W	261.69 meters to corner 183,
2	thence from corner 183,	N 26°32' W	241.92 meters to corner 184,
3	thence from corner 184,	N 04°08' W	243.44 meters to corner 185,
4	thence from corner 185,	N 29°42' E	676.13 meters to corner 186,
5	thence from corner 186,	N 53°35' E	108.69 meters to corner 187,
6	thence from corner 187,	N 80°10' E	345.04 meters to corner 188,
7	thence from corner 188,	N 59°24' E	372.34 meters to corner 189,
8	thence from corner 189,	N 48°18' E	198.50 meters to corner 190,
9	thence from corner 190,	N 67°19' E	436.59 meters to corner 191,
10	thence from corner 191,	N 61°52' E	140.95 meters to corner 192,
11	thence from corner 192,	N 25°33' E	198.23 meters to corner 193,
12	thence from corner 193,	N 52°20' E	445.23 meters to corner 194,
13	thence from corner 194,	N 30°22' E	594.63 meters to corner 195,
14	thence from corner 195,	N 08°51' E	388.26 meters to corner 196,
15	thence from corner 196,	N 42°00' E	233.95 meters to corner 197,
16	thence from corner 197,	S 72°38' E	238.23 meters to corner 198,
17	thence from corner 198,	S 59°49' E	541.07 meters to corner 199,
18	thence from corner 199,	S 53°40' E	337.79 meters to corner 200,
19	thence from corner 200,	S 64°29' E	516.40 meters to corner 201,
20	thence from corner 201,	S 47°45' E	831.23 meters to corner 202,
21	thence from corner 202,	S 06°24' E	645.21 meters to corner 203,
22	thence from corner 203,	S 21°05' E	145.25 meters to corner 204,
23	thence from corner 204,	S 41°12' E	417.95 meters to corner 205,
24	thence from corner 205,	S 01°19' E	201.86 meters to corner 206,
25	thence from corner 206,	S 10°55' E	719.33 meters to corner 207,
26	thence from corner 207,	S 11°34' E	521.48 meters to corner 208,
27	thence from corner 208,	S 16°37' E	378.22 meters to corner 209,
28	thence from corner 209,	S 88°52' E	430.44 meters to corner 210,

1	thence from corner 210,	S 73°11' E	451.34 meters to corner 211,
2	thence from corner 211,	S 57°01' E	483.65 meters to corner 212,
3	thence from corner 212,	S 29°15' W	224.88 meters to corner 213,
4	thence from corner 213,	S 07°48' E	592.26 meters to corner 214,
5	thence from corner 214,	S 10°30' E *	715.18 meters to corner 215,
6	thence from corner 215,	S 07°55' E	444.51 meters to corner 216,
7	thence from corner 216,	S 29°39' W	562.17 meters to corner 217,
8	thence from corner 217,	S 07°59' E	146.49 meters to corner 218,
9	thence from corner 218,	S 29°13' E	424.51 meters to corner 219,
10	thence from corner 219,	S 36°42' E	800.26 meters to corner 220,
11	thence from corner 220,	S 78°48' E	264.43 meters to corner 221,
12	thence from corner 221,	S 43°04' E	420.29 meters to corner 222,
13	thence from corner 222,	N 89°50' E	447.04 meters to corner 223,
14	thence from corner 223,	S 68°24' E	115.33 meters to corner 224,
15	thence from corner 224,	S 46°16' E	413.34 meters to corner 225,
16	thence from corner 225,	S 72°34' E	331.06 meters to corner 226,
17	thence from corner 226,	S 70°08' E	548.91 meters to corner 227,
18	thence from corner 227,	S 18°27' E	260.01 meters to corner 228,
19	thence from corner 228,	S 27°10' E	329.00 meters to corner 229,
20	thence from corner 229,	S 13°40' E	380.00 meters to corner 230,
21	thence from corner 230,	S 34°50' E	340.55 meters to corner 231,
22	thence from corner 231,	S 62°38' E	309.22 meters to corner 232,
23	thence from corner 232,	S 29°16' E	338.22 meters to corner 233,
24	thence from corner 233,	S 27°22' W	334.01 meters to corner 234,
25	thence from corner 234,	S 33°03' W	413.56 meters to corner 235,
26	thence from corner 235,	S 25°35' W	424.54 meters to corner 236,
27	thence from corner 236,	S 10°26' E	458.00 meters to corner 237,
28	thence from corner 237,	S 54°57' W	391.99 meters to corner 238,

1	thence from corner 238,	S 89°34' W	779.91 meters to corner 239,
2	thence from corner 239,	S 55°04' W	181.36 meters to corner 240,
3	thence from corner 240,	S 14°23' W	169.44 meters to corner 241,
4	thence from corner 241,	S 51°37' W	239.36 meters to corner 242,
5	thence from corner 242,	S 26°42' W	279.71 meters to corner 243,
6	thence from corner 243,	S 15°09' W	631.40 meters to corner 244,
7	thence from corner 244,	S 42°27' W	206.21 meters to corner 245,
8	thence from corner 245,	S 08°10' W	358.32 meters to corner 246,
9	thence from corner 246,	S 15°47' W	424.43 meters to corner 247,
10	thence from corner 247,	S 11°36' W	397.33 meters to corner 248,
11	thence from corner 248,	S 00°14' E	364.47 meters to corner 249,
12	thence from corner 249,	S 34°37' E	179.54 meters to corner 250,
13	thence from corner 250,	S 09°28' E	235.37 meters to corner 251,
14	thence from corner 251,	S 55°25' E	707.53 meters to corner 252,
15	thence from corner 252,	S 04°02' E	101.80 meters to corner 253,
16	thence from corner 253,	S 25°48' E	378.15 meters to corner 254,
17	thence from corner 254,	S 11°17' W	461.59 meters to corner 255,
18	thence from corner 255,	S 00°26' W	740.35 meters to corner 256,
19	thence from corner 256,	S 02°41' W	563.43 meters to corner 257,
20	thence from corner 257,	S 07°47' W	284.82 meters to corner 258,
21	thence from corner 258,	S 24°51' W	349.58 meters to corner 259,
22	thence from corner 259,	S 48°20' W	271.50 meters to corner 260,
23	thence from corner 260,	S 19°21' W	384.62 meters to corner 261,
24	thence from corner 261,	S 65°55' W	455.41 meters to corner 262,
25	thence from corner 262,	S 81°31' W	578.61 meters to corner 263,
26	thence from corner 263,	S 40°07' W	529.87 meters to corner 264,
27	thence from corner 264,	S 74°08' W	478.55 meters to corner 265,
28	thence from corner 265,	S 07°21' W	811.34 meters to corner 266,

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

1	thence from corner 294, S 64°29' W	313.10 meters to corner 295,
2	thence from corner 295, S 22°06' W	406.53 meters to corner 296,
3	thence from corner 296, S 11°30' W	614.22 meters to corner 297,
4	thence from corner 297, S 40°32' W	547.81 meters to corner 298,
5	thence from corner 298, S 09°17' W	212.83 meters to corner 299,
6	thence from corner 299, S 53°47' W	202.82 meters to corner 300,
7	thence from corner 300, S 85°12' W	342.42 meters to corner 301,
8	thence from corner 301, S 66°51' W	457.85 meters to corner 302,
9	thence from corner 302, S 52°00' W	267.61 meters to corner 303,
10	thence from corner 303, S 82°01' W	125.31 meters to corner 304,
11	thence from corner 304, S 85°08' W	369.85 meters to corner 305,
12	thence from corner 305, S 61°30' W	514.79 meters to corner 306,
13	thence from corner 306, S 79°58' W	271.64 meters to corner 307,
14	thence from corner 307, S 54°55' W	188.92 meters to corner 308,
15	thence from corner 308, S 10°51' W	182.82 meters to corner 309,
16	thence from corner 309, S 39°11' W	568.41 meters to corner 310,
17	thence from corner 310, S 53°29' W	246.64 meters to corner 311,
18	thence from corner 311, S 32°58' W	484.08 meters to corner 312,
19	thence from corner 312, S 02°44' W	62.47 meters to corner 313,
20	thence from corner 313, S 45°01' W	1017.83 meters to corner 314,
21	thence from corner 314, S 08°15' W	307.78 meters to corner 315,
22	thence from corner 315, S 27°55' W	263.42 meters to corner 316,
23	thence from corner 316, S 03°36' W	182.35 meters to corner 317,
24	thence from corner 317, S 43°57' W	160.41 meters to corner 318,
25	thence from corner 318, S 05°24' W	307.63 meters to corner 319,
26	thence from corner 319, S 22°55' W	291.20 meters to corner 320,
27	thence from corner 320, S 16°03' W	486.45 meters to corner 321,
28	thence from corner 321, S 28°51' W	564.97 meters to corner 322,

1	thence from corner 322, S 16°34' W	552.02 meters to corner 323,
2	thence from corner 323, S 22°22' W	547.77 meters to corner 324,
3	thence from corner 324, S 76°50' W	176.00 meters to corner 325,
4	thence from corner 325, S 70°08' W	449.70 meters to corner 326,
5	thence from corner 326, S 79°14' W	485.60 meters to corner 327,
6	thence from corner 327, S 58°02' W	317.04 meters to corner 328,
7	thence from corner 328, S 85°37' W	646.85 meters to corner 329,
8	thence from corner 329, N 29°43' W	273.48 meters to corner 330,
9	thence from corner 330, N 07°29' W	838.64 meters to corner 331,
10	thence from corner 331, N 09°30' W	574.42 meters to corner 332,
11	thence from corner 332, N 39°11' W	373.14 meters to corner 333,
12	thence from corner 333, N 12°29' W	392.40 meters to corner 334,
13	thence from corner 334, N 26°51' W	264.99 meters to corner 335,
14	thence from corner 335, N 28°14' W	423.96 meters to corner 336,
15	thence from corner 336, N 71°42' W	311.37 meters to corner 337,
16	thence from corner 337, N 78°44' W	425.65 meters to corner 338,
17	thence from corner 338, S 72°50' W	204.91 meters to corner 339,
18	thence from corner 339, N 41°58' W	311.57 meters to corner 340,
19	thence from corner 340, N 56°35' W	469.73 meters to corner 341,
20	thence from corner 341, N 44°15' W	272.10 meters to corner 342,
21	thence from corner 342, S 56°22' W	444.90 meters to corner 343,
22	thence from corner 343, N 54°22' W	258.86 meters to corner 344,
23	thence from corner 344, S 58°13' W	488.38 meters to corner 345,
24	thence from corner 345, N 77°11' W	466.33 meters to corner 346,
25	thence from corner 346, N 68°39' W	259.79 meters to corner 347,
26	thence from corner 347, N 32°15' W	292.70 meters to corner 348,
27	thence from corner 348, N 39°44' W	315.87 meters to corner 349,
28	thence from corner 349, N 19°18' W	341.43 meters to corner 350,

1	thence from corner 350, N 11°41' W	164.88 meters to corner 351,
2	thence from corner 351, N 89°21' W	452.86 meters to corner 352,
3	thence from corner 352, N 08°18' E	165.48 meters to corner 353,
4	thence from corner 353, N 07°03' E	287.08 meters to corner 354,
5	thence from corner 354, N 44°22' W	177.71 meters to corner 355,
6	thence from corner 355, S 77°03' W	448.16 meters to corner 356,
7	thence from corner 356, N 19°04' W	649.79 meters to corner 357,
8	thence from corner 357, S 88°49' E	239.85 meters to corner 358,
9	thence from corner 358, N 54°17' E	237.28 meters to corner 359,
10	thence from corner 359, N 33°31' E	263.21 meters to corner 360,
11	thence from corner 360, N 34°51' W	291.57 meters to corner 361,
12	thence from corner 361, N 34°52' E	350.13 meters to corner 362,
13	thence from corner 362, N 34°51' E	443.10 meters to corner 363,
14	thence from corner 363, N 02°03' W	348.64 meters to corner 364,
15	thence from corner 364, N 84°57' E	372.67 meters to corner 365,
16	thence from corner 365, S 70°34' E	372.33 meters to corner 366,
17	thence from corner 366, S 59°40' E	200.87 meters to corner 367,
18	thence from corner 367, N 21°16' E	264.51 meters to corner 368,
19	thence from corner 368, S 70°01' E	246.75 meters to corner 369,
20	thence from corner 369, N 26°19' E	299.39 meters to corner 370,
21	thence from corner 370, N 58°42' E	338.57 meters to corner 371,
22	thence from corner 371, N 29°33' W	168.63 meters to corner 372,
23	thence from corner 372, N 83°11' W	218.83 meters to corner 373,
24	thence from corner 373, N 59°02' W	148.35 meters to corner 374,
25	thence from corner 374, S 34°54' W	327.96 meters to corner 375,
26	thence from corner 375, S 73°27' W	332.06 meters to corner 376,
27	thence from corner 376, S 68°32' W	153.15 meters to corner 377,
28	thence from corner 377, N 75°37' W	409.69 meters to corner 378,

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

11 The foregoing boundaries cover an approximate area of twenty-five
12 thousand eight hundred thirty-three and 69/10000 (25,833.0069) hectares.

13 These areas shall be under the administrative jurisdiction of the
14 Department of Environment and Natural Resources (DENR) and shall be
15 administered in accordance with the provisions of this Act.

16 SEC. 4. *Definition of Terms.* – For purposes of this Act, the following
17 terms shall be defined as follows:

18 (a) “Biological diversity” refers to the variety and variability among
19 living organisms and the ecological complexes in which said organisms occur.

20 (b) “Biological resources” refers to living natural resources, including
21 micro-organisms, plants and animals, plus the environmental resources to
22 which the species contribute.

23 (c) “Buffer zones” refers to identified areas outside the boundaries of
24 and immediately adjacent to designated protected areas pursuant to Section 8
25 of the NIPAS Act that need special development and control in order to
26 provide an extra layer around the PA where restrictions may apply and
27 managed according to the management plan and applicable rules and
28 regulations as provided for in this Act and related statutes.

1 (d) "Ecosystem" refers to the community of plants and animals, their
2 physical environment and the interaction between them.

3 (e) "Endangered species" refers to species and subspecies of wildlife
4 whose populations are in danger of extinction and whose survival is unlikely if
5 the causal factors continue to operate.

6 (f) "General Management Plan" refers to the basic long-term
7 framework plan in the management of the PA which serves as guide in the
8 preparation of the annual operations plans and budget.

9 (g) "General Management Planning Strategy (GMPS)" refers to the
10 guide in the formulation of site specific management plans, including buffer
11 zones.

12 (h) "Indigenous people" refers to people sharing common bonds of
13 language, customs, traditions and other distinctive cultural traits, and who have
14 since time immemorial occupied, possessed and utilized a territory.

15 (i) "Integrated Protected Area Fund (IPAF)" refers to a trust fund
16 established for purposes of financing the projects of the system.

17 (j) "Management manual" refers to an individual management plan,
18 basic background information, field inventory of the resources within the area,
19 an assessment of assets and limitations, regional interrelationships, particular
20 objectives for managing the area, appropriate division of the area into
21 management zones, a review of the boundaries of the area, and a design of the
22 management programs.

23 (k) "Natural monument/landmark" refers to a relatively small area
24 focused on protection of small features to protect or preserve, natural and
25 historical features of national significance on account of their special interest
26 or unique characteristics.

27 (l) "Nongovernment organization (NGO)" refers to any civic
28 development or philanthropic organization which is multi-sectoral in character.

1 (m) "People's organization (PO)" refers to a group of people, which
2 may be an association, cooperative, federation, or aggregation of individuals or
3 groups, with an identifiable structure of decision-making and accountability,
4 established to undertake collective action to address community concerns and
5 needs in relation to the PA.

6 (n) "Protected area" refers to identified portions of land and water set
7 aside by reason of their unique physical and biological significance, managed
8 to enhance biological diversity and protected against destructive human
9 exploitation.

10 (o) "Protected Area Management Board (PAMB)" refers to the site-
11 based decision-making body responsible in the planning, resource protection
12 and general administration of the area in accordance with the approved
13 management plan.

14 (p) "Protected Area Superintendent (PASu)" refers to the chief
15 operating officer of the DENR at the PA.

16 (q) "Sustainability or sustainable" refers to the use of components of
17 biological diversity in a way and at a rate that does not lead to the decline in
18 the species used, thereby maintaining its potential to meet the needs and
19 aspirations of the present and future generations.

20 (r) "Secretary" refers to the Secretary of the DENR.

21 (s) "Tenured migrant" refers to any person who has actually and
22 continuously occupied an area for five years prior to the designation of the
23 same as PAs in accordance with the NIPAS Act and are solely dependent
24 therein for subsistence.

25 *SEC. 5. Management of the PA.* – There shall be a PAMB which shall
26 have sole jurisdiction, power and authority such as, but not limited to, policy-
27 making and permit granting over the PA for all matters that may affect
28 biodiversity conservation, protection and sustainable development. It shall be

1 composed of:

2 (1) the regional executive director (RED) of the DENR Region XIII, as
3 chairman;

4 (2) the City Mayor of Butuan City and the Provincial Governor of
5 Agusan del Norte, or their duly designated representatives, as members;

6 (3) the presidents of the Liga ng mga Barangay of the City of Butuan
7 and the Province of Agusan del Norte, as members;

8 (4) one representative from each tribal community, as members;

9 (5) maximum of three representatives from POs and NGOs, as
10 members;

11 (6) the tourism officers of said local government units (LGUs), as
12 members;

13 (7) representatives from government agencies involved in the PA
14 management, as members;

15 (8) the PASu, as *ex officio* member;

16 (9) representatives from the water districts of the LGUs concerned, as
17 members; and

18 (10) the representative Congressman of the LGUs concerned, or their
19 representatives, as *ex officio* advisors.

20 Every member of the PAMB shall serve for a term of three years:
21 *Provided*, That he/she remains a member or employee of the sector or office
22 he/she is representing.

23 Members of the PAMB shall represent their sectors and shall be deemed
24 to carry the vote of such sectors unless challenged in writing within five days
25 after the decision being challenged is made known to the members of the sector
26 being represented through written information.

27 In the selection of the representatives of POs and NGOs, preference
28 shall be accorded to those organizations that are involved in the conservation,

1 protection and development of the PA. Representation shall be by institution
2 and shall aim to achieve balance in representation by geographic location or
3 areas.

4 The representatives from the LGUs and national agencies in the PAMB
5 shall include among their duty to appraise their respective constituents, office
6 or sector, to ensure that the provisions of this Act is consistent with the Local
7 *Government Code of 1991 (R. A. No. 7160)*, other relevant statutes and
8 ordinances, and local and national development plans and projects. Failure to
9 comply with the foregoing shall subject such representative to disciplinary
10 action as the PAMB may provide.

11 SEC. 6. *Powers and Functions of the PAMB.* – The PAMB of the Mt.
12 Hilong-Hilong Range Protected Landscape shall have the following powers
13 and functions:

14 (a) Issue rules and regulations to prohibit acts that may be prejudicial
15 to the PA and to the declaration of policy herein set forth;

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

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

20 (d) Approve the management plan and oversee the office of the PASu;

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

23 (f) Deputize appropriate individuals for the enforcement of the laws,
24 rules and regulations governing the conduct or management of the PA; and

25 (g) Approve proposals for funding, budget allocations and exercise
26 responsibility over all funds that may accrue to the Mt. Hilong-Hilong Range.

27 The DENR, through the Regional Executive Director (RED), shall
28 exercise the authority to oversee the PAMB to ensure that it is acting within the

1 scope of its powers and functions. In case of conflict between Administrative
2 Orders issued by the DENR pursuant to the NIPAS Act and other laws and
3 resolutions issued by the PAMB, such conflict shall be referred by PAMB to
4 the Secretary of the DENR who shall decide whether to apply the rule or
5 withdraw its application. The decision of the DENR Secretary shall be guided
6 by specific policies adopted by the PAMB and shall be appealed to the
7 Regional Trial Court that has jurisdiction over the PA.

8 SEC. 7. *The Mt. Hilong-Hilong Protected Landscape Management*
9 *Plan.* – Within one year from the effectivity of this Act and in accordance with
10 the GMPS as provided in the NIPAS Act, there shall be a management plan to
11 be prepared by the PASu in consultation with the appropriate offices of the
12 DENR, LGUs, local communities, indigenous peoples, NGOs and POs, and
13 professionals or experts with socioeconomic, anthropological and ecological
14 experience in the area. It shall contain, among others, the following:

- 15 (a) Category of the PA;
- 16 (b) Period of applicability of the plan;
- 17 (c) Key management issues;
- 18 (d) Goals and objectives of management in support of Section 2 hereof;
- 19 (e) Site management strategy;
- 20 (f) Major management activities such as, but not limited to,
21 enforcement of laws, biodiversity conservation, habitat and wildlife
22 management, sustainable use management, infrastructure development and
23 maintenance, and fire and pest control;
- 24 (g) Zoning, the primary consideration of which shall be accorded to the
25 traditional zones that have been proven sustainable and in consonance with the
26 biodiversity and protection of the natural characteristics of the PA; and
27 (h) Visitor management programs.

28 The management plan shall be reviewed, approved and adopted by the

1 PAMB and certified to by the Secretary of the DENR. The certification shall
2 be mandatory if the management plan conforms to all laws, rules and
3 regulations issued by the DENR. In no case shall the DENR be allowed to
4 revise or modify the management plan without prior consultation with the
5 PAMB.

6 The PASu, in coordination with all concerned offices, shall prepare all
7 successor plans. One year before the expiration of the period of applicability of
8 the management plan in effect, the PASu shall cause the publication of notices
9 for comments and suggestions on the successor plan in a newspaper of local
10 circulation and the posting of such notices in the city, provincial, municipal
11 and barangay hall, as well as in three other areas frequented by the public.
12 Public hearings may be conducted on the successor plan upon written request
13 of any interested party.

14 The finalized management plan shall be written in a language
15 understandable in the area and made available for comments of the general
16 public at the PASu office.

17 *SEC. 8. Protected Area Superintendent Office.* – There is hereby
18 established a PASu office in charge of the management, protection and
19 administration of the PA. The PASu shall be supported by the existing
20 personnel of the DENR. The head of office shall be the Chief Operating
21 Officer of the Mt. Hilong-Hilong Range Protected Landscape or PA and shall
22 be accountable to the RED of the DENR-CARAGA and the PAMB. The PASu
23 shall have the following powers and functions:

- 24 (1) Prepare the management and successor plans as herein defined;
25 (2) Provide a secretariat for the PAMB which shall have the duty to
26 supply the PAMB with all the necessary information for appropriate action;

1 (3) Establish a productive partnership with the local community,
2 including groups interested in the achievement of the goals and objectives of
3 the PA, and in the planning, protection and management thereof;

4 (4) Develop and implement a park information, education and visitor
5 program;

6 (5) Enforce the laws, rules and regulations relevant to the PA, institute
7 and file legal action independently or in collaboration with other government
8 agencies or organizations and assist in the prosecution of offenses committed
9 in violation of this Act;

10 (6) Monitor all activities within the PA regarding its conformity with
11 the management plan;

12 (7) Issue PA permits based on terms, conditions and criteria established
13 by the PAMB; and

14 (8) Perform such other functions as the PAMB may delegate.

15 SEC. 9. *Mt. Hilong-Hilong Protected Areas Fund.* – There is hereby
16 established a trust fund to be known as the Mt. Hilong-Hilong Protected Areas
17 Fund for purposes of financing projects of the system. All income generated
18 from the operation of the system or management of wild flora and fauna in the
19 PA shall accrue to the Fund. These income shall be derived from
20 visitors/tourist fee, fees from permitted sale and export of flora and fauna and
21 other resources from the PAs, proceeds from registration and lease of multiple-
22 use areas, including tourism concessions, contributions from industries and
23 facilities directly benefiting from the PA; and such other fees and income
24 derived from the operation of the PA.

25 The Fund may be augmented by grants, donations, endowment from
26 various sources, domestic or foreign, for purposes related to their functions:
27 *Provided, That* the Fund shall be deposited as a special account in the National
28 Treasury and disbursements therefrom shall be made solely for the protection,

1 maintenance, administration and management of the system, and duly approved
2 projects endorsed by the PAMB in accordance with existing accounting and
3 budgeting rules and regulations: *Provided, further*, That the Fund shall not be
4 used to cover personal services expenditures.

5 The LGUs shall continue to impose and collect all other fees not
6 enumerated herein which they have traditionally collected, such as business
7 permits, property tax and rentals of LGUs' facilities. Furthermore, LGUs may
8 charge add-ons to fees imposed by the PAMB: *Provided*, That such add-ons
9 shall be determined based on the contribution of the LGUs in the maintenance
10 and protection of the PA.

11 *SEC. 10. Tenured Migrants and Private Rights* – Tenured migrants
12 shall be eligible to become stewards of portions of lands within the allowed
13 and designated zones. The PAMB shall identify, verify and review all tenure
14 instruments, land claims, and issuances of permits for resource use within the
15 PA and recommend the issuance of the appropriate tenure instrument consist
16 with the land classification, proper and allowed use of resources found therein
17 and zoning provided in the management of successor plans.

18 Nothing herein shall be construed to mean any diminution of accrued
19 rights earned by tenured migrants. Should areas occupied by tenured migrants
20 be designated as zones in which no occupation or other activities are allowed
21 pursuant to the attainment of sustainable development, provision for the
22 transfer of said tenured migrants to multiple use zones or buffer zones shall be
23 accomplished through just and humane means.

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

28 All private rights within the PA shall be protected in accordance with

1 the existing law.

2 SEC. 11. *Indigenous People's Rights.* – Ancestral domain and other
3 customary rights and interests of indigenous communities within the Mt.
4 Hilong-Hilong Range Protected Landscape shall be accorded due recognition.
5 The preservation of ancestral domain and customary rights shall be considered
6 as one of the management objectives

7 The PA staff shall be tasked to locate any indigenous cultural
8 communities that may exist or near the site, which is identifiable by the tribal
9 leaders.

10 The evaluation of ancestral domain claims within the PA shall be
11 conducted by the National Commission on Indigenous Peoples (NCIP)
12 pursuant to the provisions of Republic Act No. 8371, otherwise known as the
13 “The Indigenous Peoples Rights Act of 1997” or the IPRA law, and its
14 implementing rules and regulations, in coordination with the PAMB.

15 SEC. 12. *Existing Facilities Within the PA.* – Within sixty (60) days
16 from the effectivity of this Act, major existing facilities such as roads,
17 buildings, water systems, transmission lines, communication facilities, heavy
18 equipment, and irrigation facilities existing within the boundaries of the PA
19 shall submit project description to the PAMB through the PASu.

20 The PAMB, with the assistance of the DENR, shall determine whether
21 the existence of such facility and its future plan and operations will be
22 detrimental to the PA or whether conditions for its operation shall be imposed.
23 If any such conditions are violated, the owner of the facility shall be liable to
24 pay a fine of Five thousand pesos (P5,000.00) for every violation. Upon
25 reaching a total fine of Five hundred thousand pesos (P500,000.00), the PAMB
26 through the PASu and deputizing other government entities, shall cause the
27 cessation and demolition of the facility at the cost of its owner.

28 Existing facilities allowed to remain within the PA may be charged a

1 reasonable royalty by the DENR. All income from such royalty shall accrue to
2 the Integrated Protected Area Fund (IPAF).

3 SEC. 13. *Utilization of Nonrenewable Resources.* – Any exploitation
4 and utilization of nonrenewable resources within the PA shall be allowed only
5 through the approval of the PAMB and said activities shall be subjected to the
6 Environmental Impact Assessment System (EIAS).

7 SEC. 14. *Special Prosecutor.* – Within thirty (30) days from the
8 effectivity of this Act, the Department of Justice (DOJ) shall appoint a special
9 prosecutor to whom all cases of violation of laws, rules and regulations in the
10 PA shall be assigned. Such Special Prosecutor shall coordinate with the
11 PAMB and the PASu in the performance of his/her duties and assist in the
12 training of wardens and rangers in arrest and criminal procedures.

13 SEC. 15. *Prohibited Acts.* – The following shall be the prohibitions and
14 penalties applicable to the PA:

15 (1) The penalties and qualifications prescribed in Articles 309 and 310
16 of the Revised Penal Code depending on the value of the resources involved in
17 connection with the prohibited act shall be imposed on any person who:

18 (a) Hunts, takes, destroys, disturbs or possesses any wild terrestrial or
19 aquatic plants, animals, flora or fauna, or products derived therefrom, within
20 particularly identified regulated or prohibited areas zones in the PA including
21 private lands without the necessary PA permit, authorization or exemption, as
22 issued or promulgated by the PAMB;

23 (b) Cuts, gathers, removes or collects timber or any forest products,
24 within particularly identified regulated or prohibited areas or zones in the PA
25 including private lands without the necessary PA permit, authorization or
26 exemption, as issued or promulgated by the PAMB;

27 (c) Possesses outside the PA any timber, forest products, wild
28 terrestrial or aquatic plants, animals, flora or fauna so prohibited by the PAMB

1 or products derived therefrom which is ascertained to have been taken from the
2 PA. It shall be presumed to have been taken from the PA if the subject plants,
3 animals, flora or fauna is found in possession of person or conveyances that
4 has traveled to the PA in the past seventy-two (72) hours;

5 (d) Engages in mineral exploration or extraction, in whatever scale,
6 within the PA without the necessary PA permit or authorization from the
7 PAMB;

8 (e) Engages in quarrying of sand, gravel, guano, limestone or any
9 material within the PA without an environmental clearance certificate duly
10 issued by the DENR and authenticated by the PAMB; and

11 (f) Hunts, collects, removes or destroys endangered or protected
12 species, except when collection or removal is for scientific research and
13 exempted from the prohibition by the PAMB.

14 (2) A fine of not less than Five thousand pesos (P5,000.00) but not
15 more than Two hundred fifty thousand pesos (P250,000.00) and/or
16 imprisonment of not less than one year nor more than that five years and the
17 restoration and rehabilitation of the damage shall be imposed on any person
18 who destroys or defaces for no useful purpose any natural formation within the
19 PA: *Provided*, That the useful purpose thereof is so defined or provided for in
20 the management plan or is approved as such by the PAMB prior to the
21 commission of the act.

22 (3) A fine of not less than Five thousand pesos (P5,000.00) but not
23 more than Two hundred fifty thousand pesos (P250,000.00) and/or
24 imprisonment of not less than one year nor more that five years shall be
25 imposed upon any public officer, prosecutor or officer of the law who, in
26 dereliction of the duties of his office, shall, without legal justification, refrain
27 from instituting prosecution for the punishment of violators of the law, or shall
28 tolerate the commission of offenses. Conviction of this offense shall also carry

1 the penalty of perpetual disqualification from public office.

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

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

9 All conveyances, vessels, equipment, paraphernalia, implements, gear,
10 tools and similar devices shall be subject to immediate and administrative
11 confiscation, independent of the judicial proceedings by the PASu Office upon
12 apprehension, subject however to due process and substantial evidence
13 requirements. When legal action is however filed in the regular courts, the said
14 conveyances, vessels, equipment, paraphernalia, implements, gear, tools and
15 similar devices, independent of the administrative proceedings, shall not be
16 released until after judgment has been rendered. Proceeds of the sale of all
17 objects administratively or judicially confiscated pursuant hereto shall accrue
18 to the IPAF. Procedure for the sale thereof shall be promulgated by the PAMB.

19 *SEC. 16. Reporting Responsibility.* – The PASu, through the PAMB,
20 shall submit an annual accomplishment report to the Secretary of the DENR on
21 the activities undertaken in the PA.

22 *SEC. 17. Appropriations.* – The Secretary of the DENR shall
23 immediately include in the Department's program the implementation of this
24 Act, the funding of which shall be included in the annual General
25 Appropriations Act.

26 *SEC. 18. Implementing Rules and Regulations.* – Ninety (90) days after
27 the effectivity of this Act, the DENR through the PAMB, shall promulgate the
28 necessary rules and regulations to effectively implement the provisions of this

1 Act.

2 SEC. 19. *Separability Clause.* – If any part or section of this Act is
3 declared by the court as unconstitutional, such declaration shall not affect the
4 other parts or sections hereof.

5 SEC. 20. *Repealing Clause.* – For the purpose of this Act, the
6 provisions of the NIPAS Act are hereby modified in accordance with the
7 provisions herein. All other laws, proclamations, rules and regulations
8 inconsistent with this Act are hereby repealed or modified accordingly.

9 SEC. 21. *Effectivity Clause.* – Copies of this Act shall be posted in a
10 conspicuous place in the provincial, municipal and barangay hall with territory
11 within the areas as well as in three other places frequented by the public. This
12 Act shall take effect fifteen (15) days after its complete publication in two
13 newspapers of general circulation.

Approved,

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