



Republic of the Philippines

(Republic Act 7611)

PALAWAN COUNCIL FOR SUSTAINABLE DEVELOPMENT

PCSD Bldg., Sports Complex Rd., Bgy. Sta. Monica, Puerto Princesa City, Palawan



**Excerpts from the Minutes of the 215th PCSD Regular Meeting
held at Palawan Sustainable Development Training Institute (PSDTI),
Irawan, Puerto Princesa City
December 11, 2014**

Present:

- | | |
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| 1. Gov. Jose Ch. Alvarez, Provincial Governor | Chairman |
| 2. Vice Gov. V. Dennis M. Socrates, Sangguniang Panlalawigan | Vice Chairman |
| 3. Dir. Nelson P. Devanadera, Executive Director, PCSDS | Secretary |
| 4. Dep. Dir-Gen. Margarita R. Songco, NEDA | Member |
| 5. Usec. Manuel D. Gerochi, Undersecretary, DENR | Member |
| 6. Hon. Lucena D. Demaala, Pres., League of Municipalities | Member |
| 7. RADM Alexander S Lopez AFP, Commander, WESCOM | Member |
| 8. Mr. Bart Duff, Business Sector Representative | Member |

Represented:

- | | |
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| 9. Rev. Fr. Eugene S. Elivera, NGO Representative | Member |
| Sister Xenia Mae C. Juanitas, AMP | |
| 10. Hon. Lucilo R. Bayron, Mayor, Puerto Princesa City | Member |
| Represented by Atty. Michelle Acosta | |

Absent:

- | | |
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| 11. Hji. Abraham M. Ibba, President, Liga ng mga Barangay | Member |
| 12. Asec. Edilberto M. De Luna, Assistant Secretary, DA | Member |

PCSD RESOLUTION NO. 14-520

CERTIFYING THAT THE AREA COVERED BY THE RIO TUBA NICKEL MINING CORPORATION'S MT. BULANJAO MINING PROJECT IN BATARAZA, PALAWAN FALLS WITHIN THE RESTRICTED USE ZONE BASED ON THE APPROVED 2006 ECAN MAP OF THE MUNICIPALITY OF BATARAZA

WHEREAS, Republic Act No. 7611 otherwise known as the Strategic Environmental Plan (SEP) for Palawan Act approved on 19 June 1992 provides that the governance, implementation and policy direction of the SEP shall be exercised by the Palawan Council for Sustainable Development (PCSD or the Council) under the Office of the President;

WHEREAS, pursuant to Section 19, Chapter V of R.A. No.7611, the PCSD is vested with the power to adopt, amend, rescind such rules and regulations for the effective implementation of the provisions of Strategic Environmental Plan for Palawan;

WHEREAS, Sections 7 to 11 of Republic Act No. 7611 provide for the establishment of the Environmentally Critical Areas Network (ECAN), a graded system of protection and development control over the whole province involving the designation of management zones and their prescribed uses;

WHEREAS, the power to identify and designate ECAN zones pertains to the PCSD as the administrative machinery for the implementation, governance and policy direction of the SEP;

“PCSDS: Working together towards sustaining the future”

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WHEREAS, the criteria for identification and designation of terrestrial ECAN zones are set forth in PCSD Resolution No. 05-250, or the Revised Guidelines in implementing the Environmentally Critical Areas Network, the Main Strategy of the Strategic Environmental Plan (SEP) For Palawan;

WHEREAS, pursuant to R.A. 7611 and PCSD Resolution No. 05-250, terrestrial ECAN zones may be divided into zones such as—(a) core zone, (b) buffer zone—restricted use area, controlled use area, traditional use area, and (c) multiple use zone—and which zones shall be based on elevation, slope, vegetation or land cover;

WHEREAS, the Updated ECAN Map (v.2005) of the Municipality of Bataraza was updated/refined based on PCSD Resolution No. 05-250 and PCSD Administrative Order No. 09, series of 2005;

WHEREAS, the Municipality of Bataraza adopted the Updated ECAN Map (v.2005) through Sangguniang Bayan Resolution No. 01 Series of 2006 dated January 9, 2006;

WHEREAS, pursuant to Section 36, Chapter V, Title 3 of PCSD Resolution No. 05-250, the PCSD Council approved on April 1, 2006 the updated ECAN Map of Bataraza as endorsed by the respective local government units;

WHEREAS, in 2008, the Rio Tuba Nickel Mining Corporation (RTNMC) filed with the PCSD an application for SEP Clearance for its Mt. Bulanjao Mining Project in Bataraza, Palawan;

WHEREAS, in the January 31, 2009 PCSD meeting, the Council took note of the above-mentioned RTN's application for SEP Clearance;

WHEREAS, on September 25, 2014, a letter dated 19 September 2014 from former Congressman and Council member Hon. Alfredo E. Abueg, Jr. requesting for the approval of RTNMC's application for SEP was presented to the Council;

WHEREAS, in today's regular meeting, the RTNMC representative presented before the Council a summary of events related to the above-mentioned application for SEP Clearance;

WHEREAS, upon review of all information gathered and based on the approved 2006 ECAN map of the Municipality of Bataraza, the Council finds that the RTNMC's Mt. Bulanjao Mining Project in Bataraza, Palawan is within the restricted use zone where only limited and non-consumptive activity may be allowed in this area" pursuant to Section 9 paragraph 2 (a) Chapter II of RA 7611 and reiterated in Section 10 paragraph b (a) of PCSD Resolution No. 05-250, series of 2005;

WHEREFORE, upon motion duly seconded, this Council RESOLVES, as it is hereby RESOLVED certifying that the area covered by RTNMC's Mt. Bulanjao Mining Project in Bataraza, Palawan falls within the restricted use zone based on the approved 2006 ECAN map of the Municipality of Bataraza;

RESOLVED FINALLY, that copy of this resolution be furnished the RTNMC for information and guidance;

RESOLVED AND ADOPTED this 11th day of December 2014 in Puerto Princesa City, Palawan.

I hereby certify that the above-quoted resolution has been duly adopted by the PCSD on December 11, 2014 in Puerto Princesa City, Palawan.

NELSON P. DEVANADERA
Secretary

ATTESTED BY:

JOSE CH. ALVAREZ
Chairman, PCSD