



Republic of the Philippines
OFFICE OF THE PRESIDENT
PALAWAN COUNCIL FOR SUSTAINABLE DEVELOPMENT



Excerpts from the Minutes of the 170th PCSD Regular Meeting held at the
Palawan Sustainable Development Institute (PSDTI)
RVMCSD, Irawan, Princesa City
September 24, 2010

Present:

- | | |
|--|-------------------|
| 1. Gov. Abraham Kahlil B. Mitra, Provincial Government | -Chairperson |
| 2. Hon. David A. Ponce de Leon, Co-author of R.A. 7611 | -Vice Chairperson |
| 3. Hon. Alfredo E. Abueg, Jr., Past PCSD Chairperson | -Member |
| 4. Hon. Vicente A. Sandoval, Past PCSD Chairperson | -Member |
| 5. Vice Gov. Clara E. Reyes, Sangguniang Panlalawigan | -Member |
| 6. Usec. Jeremias L. Dolino, Undersecretary DENR | -Member |
| 7. OIC Exec. Dir. Romeo B. Dorado, PCSDS | -Secretary |
| 8. Mr. Rey M. Rafols, Business Sector | -Member |
| 9. PS/Supt Aurelio C Trampe, PNP | -Member |
| 10. Hon. Mario T. Reyes, President, League of Municipalities | -Member |
| 11. Atty. Grizelda Mayo-Anda, NGO | -Member |
| 12. Ms. Maria Cristina V. Matta, Palawan Tourism Council | -Member |
| 13. MGEN Juancho M Sabban AFP, Commander, WesCom | -Member |

Duly Represented:

- | | |
|--|---------|
| 14. Hon. Edward S. Hagedorn, Mayor City of Puerto Princesa
Represented by City ENRO Rogelio C. Daquer | -Member |
| 15. Pros. Alen Ross B. Rodriguez, Office of Prov'l Prosecutor
Represented by Prosecutor Regidor B. Tulali | -Member |
| 16. Usec. Simeon P. Malfori II, Department of Tourism
Represented by Dir. Louella C. Jurilla | -Member |
| 17. Comm. Roque N. Agton, Jr., NCIP
Represented by Dir. Cresencio G. Patnaan | -Member |

Absent:

- | | |
|--|---------|
| 18. Hon. Mario Joel T. Reyes, Past PCSD Chairperson | -Member |
| 19. Usec. Joel S. Rudinas, DA | -Member |
| 20. DDG Augusto B. Santos, Deputy Director General, NEDA | -Member |
| 21. Hon. Kenny R. Dejosco, President, Liga ng mga Barangay | -Member |

PCSD RESOLUTION NO. 10-411

**"A RESOLUTION FURTHER AMENDING THE REVISED
PCSD ADMINISTRATIVE ORDER NO. 4, PROVIDING FOR
FEES AND CHARGES PURSUANT TO THE
IMPLEMENTATION OF REPUBLIC ACT NO. 9147"**

"PCSDS: Working together towards sustaining the future."

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WHEREAS, Section 16 of Republic Act 7611 or the Strategic Environmental Plan (SEP) for Palawan Act provides that the governance, implementation and policy direction of the SEP shall be exercised by the herein created Palawan Council for Sustainable Development (PCSD), hereinafter referred to as the Council;

WHEREAS, Section 6 of the said Act provides that the SEP shall serve as the framework to guide the government agencies concerned in the formulation and implementation of plans, programs and projects affecting the environment and natural resources of Palawan;

WHEREAS, Section 19 of the same Act empowers the Council adopt, amend and rescind such rules and regulations and impose penalties therefor, for the effective implementation of the SEP and to perform such other powers and functions as may be necessary in carrying out its functions, powers, and the provisions of the SEP law;

WHEREAS, PCSD Administrative Order No. 4, Series of 2000, otherwise known as the "Revised Guidelines on the Imposition of Processing Fees Covering Applications for SEP Clearance of Projects and Undertakings in Palawan" was promulgated by the Council on the 25th day of April 2000, which was amended by PCSD Resolution No. 08-351 on February 29, 2008 upon the recommendation of the PCSD Staff since the fees provided therein were too minimal and were not sufficient to support the actual costs necessary Revised Guidelines on the Imposition of Processing Fees Covering Applications for SEP Clearance of Projects and Undertakings in Palawan process applications, including evaluation of the projects or undertakings, for the issuance of SEP Clearances;

WHEREAS, there is a need to further revise the said Order so as to provide for the fees and charges in the implementation of wildlife act under Republic Act 9147;

WHEREAS, the PCSD Legal Committee during its meeting on September 21, 2010 recommended the approval of the said revision;

NOW THEREFORE, for and in consideration of the above premises and on motion duly seconded, be it **RESOLVED** as it is hereby **RESOLVED**, to further amend the PCSD Administrative Order No. 4, as it is hereby amended, providing thereto the fees and charges pursuant to the implementation of Republic Act No. 9147, otherwise known as the Wildlife Act, copy of which marked as Annex "A" is hereto attached as integral part of this resolution.

RESOLVED FINALLY, that copies of this Resolution be published in newspaper of general circulation and in the National Administrative Register at the UP Law Center;

ADOPTED AND APPROVED this 24th day of September 2010 at Puerto Princesa City.

xxx

xxx

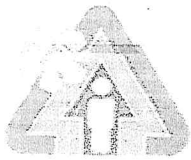
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I hereby certify that the above-quoted Resolution has been duly adopted and approved by the PCSD on the 24th day of September 2010 at Puerto Princesa City.


ROMEO B. DORADO
Secretary

APPROVED FOR THE COUNCIL:


ABRAHAM KAHLIL B. MITRA
Chairman



Republic of the Philippines
PALAWAN COUNCIL FOR SUSTAINABLE DEVELOPMENT
Puerto Princesa City, Palawan

Annex "A"

PCSD ADMINISTRATIVE ORDER No. 4, AS AMENDED
Series of 2010

Subject: REVISED GUIDELINES ON THE IMPOSITION OF PROCESSING FEES COVERING APPLICATIONS FOR SEP CLEARANCE OF PROJECTS AND UNDERTAKINGS IN PALAWAN, INCLUDING FEES AND CHARGES PURSUANT TO REPUBLIC ACT NO. 9147.

Pursuant to the provisions of Section 19 of Republic Act 7611 and PCSD Resolution Nos. 97-112 and 99-146, and on the basis of the review of the increase in administrative costs incurred in the processing of applications for SEP Clearance, PCSD Administrative Order No. 4, series of 2000 was revised by PCSD Resolution No. 08-351 and was further amended by PCSD Resolution No. 10-411 due to the need to include therein fees and charges for the processing of permits pursuant to Republic Act No. 9147, otherwise known as the Wildlife Conservation and Protection Act. The new amendments are herein incorporated as follows:

Section 1. Purpose/Scope of Application. These guidelines shall apply to any person or entity whether government agencies or non-government organizations planning to implement projects, programs, policies, researches or undertake any activity in Palawan that will impact the environment. **This Administrative Order shall also apply to renewal of projects, permits, and other instruments or undertakings covered by the SEP Clearance System and Republic Act No. 9147 and its implementing rules and regulations under the Joint PCSD-DENR-DA Administrative Order No. 1, series of 2004.**

Section 2. Definition of Terms. The following terms are defined as follows:

2.1 Projects or undertakings. Projects and undertakings shall refer to activities, including actions, programs and policies, regardless of scale and magnitude, which may have significant impact on the environment. Projects or undertakings shall be classified into:

2.1.1 Projects requiring Initial Environmental Examination (IEE) or Project Description (PD)- These are projects located in Environmentally Critical Areas (ECA) as provided for in DENR Administrative Order No. 96-37 as amended by DENR DAO No. 2003-30, Implementing Rules and Regulations (IRR) for the Philippine Environmental Impact Statement (EIS) System.

2.1.2 Projects requiring Environmental Impact Statement (EIS)- These are projects considered as Environmentally Critical Projects (ECP) as provided for in DENR Administrative Order No. 96-37 as amended by DENR DAO No. 2003-30, Implementing Rules and Regulations (IRR) for the Philippine Environmental Impact Statement (EIS) System.

2.1.3 Catching, caging, transporting and trading of live fish - These involve business operations covered by PCSD Resolution No. 98-118 as amended by PCSD Resolution Nos. 98-124 and 99-142 and PCSD Administrative Order No. 99-03, as amended by PCSD Administrative Order No. 00-05; and PCSD Resolution Nos. 04-209 and 04-211.

2.1.4 Research studies including those covered by Executive Order 247

2.2 Project Proponents. Proponents of projects enumerated in Section 2.1 of this Order, which shall refer to any entity, private or government organizations, persons, owners or agents, planning to undertake any of the said projects.

Section 3. Processing Fee. The rate of processing fees per project, which are non-refundable, shall be as follows:

3.1 *Application Fee* - P200.00

3.2 *Evaluation Fee:*

3.2.1 Catching, caging, transporting and trading of live fish - P500.00

3.2.2 Research Studies - P500.00

3.2.3 Projects requiring IEE or PD - P1,000.00

3.2.4 Small-Scale Mining Projects:

3.2.4.1 Metallic - P10,000.00

3.2.4.2 Non-Metallic - P5,000.00

3.2.5 Exploration projects for minerals, oil & gas - P25,000.00

3.2.6 Projects requiring EIS (i.e. MPSA or FTAA) - P50,000.00

3.2.7 Project renewal: annual- P 700; biennial (every two years) & beyond—P 1,200

3.3 *Inspection/Validation Fee:*

3.3.1 Caging of live fish - P 2,000

3.3.2 Transporting and trading of live fish - P 3,000.00

3.3.3 Projects requiring IEE or PD - P 5,000.00

3.3.4 Small-Scale Mining Projects:

3.3.4.1 Metallic - P20,000.00

3.3.4.2 Non-Metallic - P5,000.00

3.3.5 Exploration Projects for Minerals, Oil & Gas - P25,000.00

3.3.6 Projects requiring EIS (i.e. MPSA or FTAA) - P50,000.00

3.4 *SEP Clearance Fee for PCSD Approved Projects and Project Renewal* - P 300

Section 4. Certification or Authentication Fee. Requests for certification or authentication of previously issued SEP clearance and/or any PCSD documents allowed to be circulated for public use, provided that prior approval of the Executive Director has been secured, shall be subject to the payment of certification or authentication fee in the amount of FIFTY PESOS (P50.00), provided further that additional payment of TEN PESOS (P10.00) per page shall be charged for documents in excess of one (1) page. Such amount shall cover the cost of reproduction and/or reprinting, as may be necessary.

Section 5. Fees and Charges pursuant to Republic Act No. 9147 and its implementing rules and regulations

5.1 FEES

A. Application (Initial Evaluation of documents) and Processing fees

- | | | |
|--|----------------------------------|------------|
| 1. Researches requiring issuance of Gratuitous Permit (GP) | | |
| | or Affidavit of Undertaking (AU) | - P 100.00 |
| 2. Researches requiring issuance of Bio-prospecting | | |
| | Undertaking (BU) | - P 500.00 |
| 3. Wildlife Collector's Permit ^A | - | P 500.00 |
| 4. Wildlife Farm Permit ^B | - | P 500.00 |

^AIncluding collection of wildlife derivatives

^BIncluding Ranching and Hatcheries

B. Inspection/Validation fee

- b.1 LTP for all wildlife, wildlife by-products and derivatives
- | | |
|-------------------|----------|
| 1. Commercial | P 200.00 |
| 2. Non-commercial | P 100.00 |
- b. 2 Export/ Re-export of wildlife except edible birds nest
- | | |
|-------------------|----------|
| 1. Commercial | P 300.00 |
| 2. Non-commercial | P 150.00 |
- b. 3 Wildlife Farm/ Ranching/Hatchery Facility applications
- | | |
|--|------------|
| 1. Small Scale (capital of not more than P500,000.00) | P 540.00 |
| 2. Medium Scale(capital of not more than 1,500,000.00) | P 1,680.00 |
| 3. Large Scale (capital of equal to or more than 1,500,000.00) | P 2,400.00 |

C. Permit fee

1. Wildlife Farm Permit
- | | |
|--|------------|
| 1. Small Scale (capital of not more than P500,000.00) | P 1,200.00 |
| 2. Medium Scale(capital of not more than 1,500,000.00) | P 2,000.00 |
| 3. Large Scale (capital of equal to or more than 1,500,000.00) | P 2,500.00 |
2. Wildlife Collectors Permit^C/ Wildlife Special Use Permit^D
- 2.1 Breeder Fauna
- | | |
|-----------------------------------|--|
| 2.1.1 Beetles | P 500/pair |
| 2.1.2 Butterfly and other insects | P 200/pair |
| 2.1.3 Other Species | 3 x the prevailing market value per pair |
- 2.2 Flora (Parent Stock)
- | | |
|---------------------|--|
| 2.2.1 Ornaments | 3 x the prevailing market value per pc |
| 2.2.2 Other species | 3 x the prevailing market value per pc |
- 2.3 Honey, Beeswax ,Resin,Guano
Edible Bird's Nest
- 3 % of prevailing market value per acceptable standard unit of measure
- 2.4 Other by-products and derivatives
- 3 % of prevailing market value per acceptable standard unit of measure
- ^C for collected wild fauna used as breeder in accredited wildlife farms
^D for collected wild flora, flora parts and derivatives such as but not limited to honey, bees wax, resin, birds nest etc
3. Local Transport Permit
- | | |
|--|---|
| 1. Live reef fish | P 500.00 per shipment |
| 2. Edible birds nest | 10 % of the commercial value of the product |
| | per Sec 7 of PCSD AO No.08A s2003 |
| 3. Other wildlife derivatives | P 300.00 |
| 4. All other wildlife (live or dried by-product) | P 100.00 |

3. Export/Re-export Permit

1. Commercial (CITES & Non-CITES)
 - a. Fauna and its by-products or derivatives 3% of export value
P 300.00 1st 50 pcs.
P 2.00/pc. for each additional pc
 - b. Flora (propagated)
2. Non-Commercial
(1-2 pairs of pet, plants not exceeding 12 pcs.)
 - a. CITES species P 250.00/permit
 - b. Non-CITES species P 150.00/permit
5. Import (CITES species/non-CITES species) P350.00/permit
6. Re-issuance fee for expired CITES/Non-CITES permit
 1. CITES permit P 250.00/permit
 2. Non-CITES permit P 150.00/permit

II. CHARGES

A. Collection under Wildlife Collectors Permit^E/ Wildlife Special Use Permit^F/ Ranching and or Hatchery facilities and Scientific and Academic Researches permits issued by PCSD.

1. Mammals threatened species P 500.00 / head; P1,500.00/indv of
2. Reptiles threatened species P 400.00 / head; P1,200.00/indv of
3. Birds species P 20.00 / head; P1,000.00/indv of threatened
4. Amphibian threatened species P 20.00 / head P1,000.00 /indv of
5. Insects
 - a. Butterfly P 70.00/head
 - b. Beetles P 200.00/head
 - c. Other Insects P 50.00/head
6. Live fishery
 - a. Live Reef Fish species P 20.00/head; P100.00/pc for threatened
 - b. Ornamental Fish species P 10.00/head; P100.00/pc for threatened
7. Orchids P 50.00/pc; P 200.00/pc for threatened species
8. Wildlings/
species P 50.00/pc ; P 200.00/pc for threatened
9. Plant parts and all other derivatives such as but not limited to blood and serum samples P25.00/pc /part/sample; P 100.00/pc/part/sample for threatened species

Note:

Threatened species are those species listed in either the IUCN red list of threatened species, CITES Appendices I, II, and III and or PCSD Resolutions identifying the list of threatened flora and fauna of Palawan.


Section 6. Payment of Fees. The applicable fees enumerated in the preceding section shall be paid to PCSDS as follows:

- 6.1 *Application Fee* - upon filing of the application papers.
- 6.2 *Evaluation Fee and Inspection/Validation Fee* - upon submission of the required documents once the project or undertaking has been certified and allowed to be processed. No further project evaluation or field inspection shall be undertaken unless the fees are paid.
- 6.3 *SEP Clearance Fee* – prior to issuance of the SEP Clearance
- 6.4 *Permit fee* – upon issuance of the permit

Section 7. Repealing Clause. This Administrative Order supersedes all rules and regulations inconsistent herewith.

Section 8. Effectivity. This Order shall take effect 15 days after publication.

SO ORDERED.


ABRAHAM KAHLIL B. MITRA
Governor of Palawan and
Chairman, PCSD

September 24, 2010
Date of Approval