



Republic of the Philippines
(Republic Act No. 7611)

PALAWAN COUNCIL FOR SUSTAINABLE DEVELOPMENT STAFF

Excerpts from the Minutes of the 243rd PCSD Executive Committee Meeting
Bancao Hall, Fersal Hotel, Rizal Avenue, Puerto Princesa City
24 May 2018

Present:

- | | |
|--|------------|
| 1. Gov. Jose Ch. Alvarez, Provincial Governor | Chair |
| 2. Vice Gov. V. Dennis M. Socrates, Sangguniang Panlalawigan | Vice Chair |
| 3. Dir. Nelson P. Devanadera, Executive Director, PCSDS | Secretary |
| 4. Hon. Lucena D. Demaala, Pres., League of Municipalities | Member |
| 5. Usec. Ariel Cayanan, Department of Agriculture | Member |
| 6. LTGEN Rozzano D Briguez, Commander, WESCOM | Member |

Represented:

- | | |
|--|--------|
| 7. Usec. Juan Miguel Cuna, DENR
Rep. by Dir. Maria Dorica Naz-Hipe | Member |
| 8. DDG Adoracion M. Navarro, NEDA
Rep. by Mr. Bernardino Atienza, Jr. | Member |
| 9. Hon. Lucilo R. Bayron, Mayor, Puerto Princesa City
Rep. by Atty. Carlo Gomez | Member |
| 10. Atty. Jansen Jontila, NGO Sector
Rep. by Ms. Loreto Cagatulla | Member |

Absent:

- | | |
|---|--------|
| 11. Mr. Bobby Castro, Business Sector Representative | Member |
| 12. Hon. Dennis M. Sabando, President, Liga ng mga Barangay | Member |

PCSD RESOLUTION NO. 18-632

“REQUIRING THE CONFERENCE BETWEEN DENR AND PCSD AND OTHER CONCERNED AGENCIES PRIOR TO ISSUANCE OF TENURIAL INSTRUMENT SUCH AS FOREST LAND USE AGREEMENT (FLAg), FOREST LAND USE AGREEMENT FOR TOURISM PURPOSES (FLAgT) PROJECTS AND SPECIAL USE AGREEMENT WITHIN PROTECTED AREAS (SAPA) IN THE PROVINCE OF PALAWAN”

WHEREAS, Republic Act No. 7611 provided that the Strategic Environmental Plan (SEP) for Palawan should guide the government agencies concerned in the formulation of plans, programs and projects affecting the environment and natural resources of Palawan;

Vision: Palawan, an innovative and dynamic global center of sustainable development
Mission: PCSDS as the driver of environmental conservation and inclusive development in Palawan, a biosphere reserve and science-for-sustainability site, guided by the Strategic Environmental Plan

HEAD OFFICE:

PCSD Building, Sports Complex Road
Santa Monica Heights, Puerto Princesa City, Palawan, Philippines
☎ (+6348) 434-4235 Trunkline • (+6348) 434-4234 Telefax

Email: oed@pcsd.gov.ph • Website: www.pcsd.gov.ph | www.pkp.pcsd.gov.ph

METRO MANILA LIAISON OFFICE:

PCSDS Biodiversity & Management Bureau Compound
North Avenue, Quezon City, Philippines
☎ (+632) 376-2061 / (+632) 376-2775

WHEREAS, Section 16 of the same law provides that the governance, implementation and policy direction of the SEP shall be exercised by the Palawan Council for Sustainable Development (PCSD);

WHEREAS, Section 19, paragraph 8 empowers the Council to “adopt, amend and rescind such rules and regulations and impose penalties for the effective implementation of the SEP;

WHEREAS, to ensure the attainment of SEP’s goals and objectives, the PCSD promulgated in 2000 the Guidelines in the Implementation of SEP Clearance System, which was amended in 2014, otherwise known as the PCSD Administrative Order No. 6, series of 2014;

WHEREAS, on December 7, 2015, the PCSD issued Resolution No. 15-535, allowing the DENR to process applications for Forest Land Use Agreement (FLAg) for various purposes, including tourism purposes (FLAgT), prior to the issuance of SEP Clearance as an amendment to Section 16 of PCSD Administrative Order No. 06, series of 2014; the said resolution was subsequently revoked on December 20, 2016, reverting back to the original provision requiring the issuance of SEP clearance before the DENR can grant the subject tenurial instrument;

WHEREAS, in today’s meeting, various applications for issuance of SEP Clearance for FLAg, FLAgT and SAPA projects were presented for deliberation and approval by the Council;

WHEREAS, in the process of deliberation the Council members became mindful of the recent environmental issues in El Nido, Palawan and in Boracay;

WHEREAS, to avoid any possible adverse environmental impacts, the Council deemed it necessary that before the issuance of the final tenurial instrument by DENR, be it FLAgT or Flag, or SAPA in protected areas, there should be a conference called between the DENR, PCSD and other concerned agencies for the following purposes, but not limited to:

(1) if it is an island, the carrying capacity should be included in the condition for FlagT; limitless number of tourists or occupants will definitely destroy the environment around it;

(2) prior to issuances of tenurial instrument covering a timberland and/or protected areas must be deliberated with the proponents to discuss the plans, including investments, so that PCSD’s endorsement will only be temporary; once there is already a preemptive development by the applicant before the issuance of SEP clearance by PCSD or tenurial instrument by the DENR, no SEP Clearance should be issued;

(3) The SEP Clearance must include the following conditions: (a) if the FLAg or FLAgT project is situated in an island, there shall be an in-depth study on the carrying capacity and/or the allowable number of persons, tourist or occupants; (b) regular ocular inspection shall be conducted in an area covered under the FLAgT, including the adjacent/surrounding areas which may be affected by the project;

WHEREAS, the Council is of the view that the inclusion of above-stated conditions and the exhaustive deliberation by the other concerned agencies on the applications for issuance of SAPA and FLAgT will help ensure the attainment of the common goal of protecting, conserving and developing Palawan's environment and natural resources pursuant to the mandates under the existing environmental laws;

NOW THEREFORE, in consideration of the foregoing premises, and on a motion duly seconded, the Council resolves to require, as it is hereby required a conference of parties before the issuance of final tenorial instrument by DENR and to include additional conditions in SEP Clearances for Forest Land Use Agreement (FLAg) for various purposes, including Forest Land Use Agreement for Tourism purposes (FLAgT), Special Use Agreement within Protected Area (SAPA) projects in the Province of Palawan;


RESOLVED FINALLY, that a copy of this Resolution be furnished the concerned PCSD staff, the DENR and other concerned agencies for information and guidance.

RESOLVED AND ADOPTED this 24th day of May 2018 in Puerto Princesa City, Palawan.

I hereby certify that the above-quoted resolution has been duly adopted by the PCSD on the 24th day of May 2018.


NELSON P. DEVANADERA
Secretary

ATTESTED BY:


JOSE CH. ALVAREZ
Chair, PCSD