



Republic of the Philippines
Department of Environment and Natural Resources
MINES AND GEOSCIENCES BUREAU
REGIONAL OFFICE NO. XIII (CARAGA)

Km 2. National Highway, Surigao City

Fax No. (+63 86) 826-1058; Tel No. (+63 86) 826-5256; E-mail: region13@mgb.gov.ph; website: www.mgbr13.ph



PROVINCIAL/CITY MINING REGULATORY BOARD (P/CMRB)

**(Pursuant to DAO No. 2010-21, the Consolidated DAO of the IRR of
RA No. 7942 – The Philippine Mining Act of 1995,
DAO No. 2012-07, the IRR of EO No. 79, and
DAO No. 2022-03, the Revised IRR of
RA No. 7076 – The People’s Small-Scale Mining Act of 1991)**

Section 70 of the DENR Administrative Order (DAO) No. 2010-21

(The Consolidated DAO of the Implementing Rules and Regulations of Republic Act No. 7942 – The Philippine Mining Act of 1995)

Composition of the P/CMRB:

- a. Regional Director concerned or his/her duly authorized representative as Chairperson;
- b. Provincial Governor/City Mayor or his/her representative as **Vice-Chairperson**;
- c. Small-scale mining representative as Member,
- d. Large-scale mining representative as Member, and
- e. Department-duly accredited Environmental Nongovernmental Organization representative as Member.

The Regional Office concerned shall provide the technical secretariat to the Board.

P/CMRB



Pursuant to DAO No. 2010-21

Section 14 (d) of the DENR Administrative Order (DAO) No. 2012-07 *(The Implementing Rules and Regulations of Executive Order No. 79)*

Composition of the P/CMRB:

- a. Regional Director concerned or his/her duly authorized representative as Chairperson;
- b. Provincial Governor/City Mayor or his/her representative as **Co-Chairperson**;
- c. Small-scale mining representative as Member,
- d. Large-scale mining representative as Member, and
- e. Department-duly accredited Environmental Nongovernmental Organization representative as Member.

The Regional Office concerned shall provide the technical secretariat to the Board.

P/CMRB



**Pursuant to
DAO No.
2012-07**

Section 21 of the DENR Administrative Order (DAO) No. 2022-03

*(The Revised Implementing Rules and Regulations of Republic Act No. 7076 – **The People’s Small-Scale Mining Act of 1991**)*

Composition of the P/CMRB:

- a. Regional Director concerned or his/her duly authorized representative as Chairperson;
- b. Provincial Governor/City Mayor or his/her representative as **Member**;
- c. Small-scale mining representative as Member,
- d. Large-scale mining representative as Member, and
- e. Department-duly accredited Environmental Nongovernmental Organization representative as Member.

The Regional Office concerned shall provide the technical secretariat to the Board.

P/CMRB



Pursuant to DAO No. 2022-03

Reconstitution of the P/CMRB by the DENR Secretary pursuant to RA No. 7942 and DAO No. 2010-21, EO No. 79 and DAO No. 2012-07, and RA No. 7076 and DAO No. 2022-03.

Composition of the P/CMRB:

- a. Regional Director concerned or his/her duly authorized representative as **Chairperson**;
- b. Provincial Governor/City Mayor or his/her representative as **Member**;
- c. Small-scale mining representative as **Member**,
- d. Large-scale mining representative as **Member**, and
- e. Department-duly accredited Environmental Nongovernmental Organization representative as **Member**.

P/CMRB



Status of P/CMRB Reconstitution

- RA No. 7942, RA No. 7076, EO No. 79 and its IRR

PROVINCE/CITY	STATUS	REMARKS
1. Agusan del Norte	Operationalized	Endorsed to MGB Central Office on 8 January 2020
2. Agusan del Sur	Operationalized and Reconstituted	Approved through DENR Special Order No. 2019-843
3. City of Butuan	Operationalized and Reconstituted	Approved through DENR Special Order No. 2019-844
4. Dinagat Islands	Operationalized and Reconstituted	Approved through DENR Special Order No. 2019-84
5. Surigao del Norte	Operationalized and Reconstituted	Approved through DENR Special Order No. 2019-82
6. Surigao del Sur	Operationalized and Reconstituted	Approved through DENR Special Order No. 2019-83

Section 70 of the DENR Administrative Order (DAO) No. 2010-21

*(The Consolidated DAO of the Implementing Rules and Regulations of Republic Act No. 7942 – **The Philippine Mining Act of 1995**)*

Major Powers and Functions of the P/CMRB:

- a. Process and evaluate application and determine administrative charges and fees for Quarry, Sand and Gravel, Guano and Gemstone Gathering Permits.

P/CMRB



**Pursuant to
DAO No.
2010-21**

Section 20 of the DENR Administrative Order (DAO) No. 2022-03

(The Revised Implementing Rules and Regulations of Republic Act No. 7076 – The People's Small-Scale Mining Act of 1991)

Major Powers and Functions of the P/CMRB:

- a. Declares and segregates existing gold-rich areas for small-scale mining;
- b. Declares, segregates and reserves for the future, mineralized areas/mineral lands as Minahang Bayan;
- c. Evaluates and approves PEIMP, CDMP, ASHP;
- d. Awards and registers SSMC and MPL;
- e. Formulates its own guidelines and implements rules and regulations related to RA No. 7076;

P/CMRB



**Pursuant to
DAO No.
2022-03**

Section 20 of the DENR Administrative Order (DAO) No. 2022-03
*(The Revised Implementing Rules and Regulations of Republic Act No. 7076 – **The People’s Small-Scale Mining Act of 1991**)*

Major Powers and Functions of the P/CMRB:

- f. Settles disputes, conflicts or litigations over conflicting claims within a people’s small scale mining area;
- g. Suspends, cancels and revoke for cause after due process SSMC and MPL;
- h. Submits to the Department and the Bureau a comprehensive Annual Report of the overall operation of the MB; and
- i. Performs such other functions as may be necessary to achieve the goals and objectives of RA No. 7076.

P/CMRB



**Pursuant to
DAO No.
2022-03**

Devolved Functions of the DENR/MGB pursuant to the RA No. 7160 and DAO No. 92-30

- **Enforcement** of small-scale mining laws involving areas not declared as government mineral reservations, subject to policies, standards and guidelines of the DENR;
- **Issuance** of permits for: guano collection;
- **Issuance** of special permits for pebble picking operations along beaches/shoreline subject to the provisions of Batas Pambansa Blg. 265;

APPLICABLE LAWS



Devolved Functions of the DENR/MGB pursuant to the RA No. 7160 and DAO No. 92-30

- **Issuance of permits for the extraction of sand and gravel and other quarry resources** (such as, but not limited to diatomaceous earth, limestone, clay, marble, talc, gypsum, phosphate rock, barite, bentonite, feldspar, gemstone, pyrite or fertilizers, perlite and silica **in areas not more than five (5) hectares;**
- **Verification and adjudication of conflicts and collection of fees and charges** for guano collection and **the extraction of sand, gravel and other quarry resources.**

APPLICABLE LAWS



GENERAL PROVISION

Section 69 of DAO No. 2010-21

- **Quarry, sand and gravel, guano and gemstone resources in private and/or public lands may be extracted, removed, disposed and/or utilized by virtue of an approved Quarry, SAG, Guano and Gemstone Gathering Permits issued by the concerned authorities.**

ISSUANCE OF PERMITS



TYPES OF PERMITTING FOR QUARRY RESOURCES

Requirement	Provision	
Type of Permit	<u>QUARRY PERMIT</u>	<u>MINERAL AGREEMENT</u>
Type of Commodity allowed to be extracted	Quarry Resources (provided under Section 5, Item cj of DAO No. 2010-21 re: Definition of Terms)	
Permitting Authority	Provincial Governor/City Mayor through the PMRB)	DENR Secretary by virtue of a Mineral Agreement
Term of Permit/Agreement	5 years renewable for like period but not to exceed a total term of 25 years	25 years and renewable for another 25 years

TYPES OF PERMITTING FOR QUARRY RESOURCES

Requirement	Provision	
Type of Permit	<u>QUARRY PERMIT</u>	<u>MINERAL AGREEMENT</u>
Production Rate	Not more than 50,000 tons annually (or based on the issued ECC)	More than 50,000 tons (or based on the issued ECC)
Allowed Area Size	Not more than 5 hectares	More than 5 hectares but not to exceed 1,000 ha. (ind.) 2,000 ha. (corp./part.)
Allowed Capitalization/ Project Cost	Not more than Php 10M	PhP 100M authorized capitalization with paid-up capital of PhP 6.25M

TYPES OF PERMITTING FOR SAND AND GRAVEL

Requirement	SAND AND GRAVEL PERMITS		
Type of Permit	<u>COMMERCIAL</u>	<u>INDUSTRIAL</u>	<u>EXCLUSIVE</u>
Type of Commodity allowed to be extracted	Sand and gravel and other loose or unconsolidated materials which are used in their natural state	Sand and gravel and other loose or unconsolidated materials that necessitate the use of mechanical processing	Sand and gravel and other loose or unconsolidated materials from public land for its own use

TYPES OF PERMITTING FOR SAND AND GRAVEL

Requirement	SAND AND GRAVEL PERMITS		
Type of Permit	<u>COMMERCIAL</u>	<u>INDUSTRIAL</u>	<u>EXCLUSIVE</u>
Permitting Authority	Provincial Governor/City Mayor through the PMRB	Provincial Governor/City Mayor (<5 has) MGB Regional Director (5-20 has)	Provincial Governor/City Mayor through the PMRB
Term of Permit	1 year and renewable for like period	5 years and renewable for like periods	Non-renewable period not exceeding 60 calendar days
Allowed Area Size	Not more than five (5) hectares	Not more than five (5) hectares	Not more than 1 hectare

TYPES OF PERMITTING FOR SAND AND GRAVEL

Requirement	SAND AND GRAVEL PERMITS		
Type of Permit	<u>COMMERCIAL</u>	<u>INDUSTRIAL</u>	<u>EXCLUSIVE</u>
Allowed Capitalization /Project Cost	Not provided	Not provided	Not provided
Production Rate	Based on the issued ECC (but shall not exceed with the product of the area multiplied by the allowable maximum depth of 1meter)		50 cubic meters

CHALLENGES OF P/CMRB

- Policy Gaps
- Lack of technical personnel assigned in the PENRO-LGUs or P/CMRB



Thank you.



Republic of the Philippines
Department of Environment and Natural Resources
MINES AND GEOSCIENCES BUREAU
Regional Office No. XIII
Km. 2 National Highway, Surigao City