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Department of Environment and Natural Resources
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ADMINISTRATIVE ORDER

No. 2017- 07

MAR 10 2017

SUBJECT: MANDATING MINING CONTRACTORS TO PARTICIPATE IN THE PHILIPPINE EXTRACTIVE INDUSTRIES TRANSPARENCY INITIATIVE (PH-EITI)

WHEREAS, Section 28, Article II of the 1987 Constitution provides that the State adopts and implements a policy of full public disclosure of all its transactions involving public interest, subject to reasonable conditions prescribed by law;

WHEREAS, Section 7, Article III of the Constitution guarantees the right of the people to information on matters of public concern;

WHEREAS, Section 16, Article II of the 1987 Constitution provides that the State shall protect and advance the right of the Filipino people to a balanced and healthful ecology in accord with the rhythm and harmony of nature;

WHEREAS, under Executive Order No. 79, series of 2012 the government shall support and commit participation in the Extractive Industries Transparency Initiative (EITI) and that the DENR is mandated to ensure that mechanisms are established to operationalize the EITI in the mining sector, in consultation and coordination with the mining industry and other concerned stakeholders;

WHEREAS, Executive Order No. 147, series of 2013 instituted the Philippine Extractive Industries Transparency Initiative.

WHEREAS, the Philippine government is committed to ensure greater transparency and accountability in the extractive industries, specifically in the way the government collects, and companies pay taxes from extractive industries;

WHEREAS, Executive Order No. 2, series of 2016 provides that every Filipino shall have access to information, official records, public records and to documents and papers pertaining to official acts, transactions or decisions, as well as to government research data used as basis for policy development.

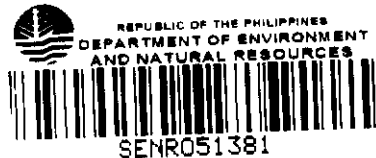
NOW, THEREFORE, the forgoing premises considered, to institutionalize transparency and accountability in the management of natural resource in the country, strengthen the monitoring of the mining sector and pursue responsible mining in the country, all mining contractors are directed to participate in the Philippine Extractive Industries Initiative (PH-EITI) in accordance to the requirements set by the Philippine Multi-stakeholders Group where the Government, the industry and civil society are represented.

The Mines and Geosciences Bureau (MGB) and the Environmental Management Bureau (EMB) are mandated to disclose all the information requested by the PH-EITI in a timely manner.

The failure of the mining contractor to comply with the disclosure requirements of PH-EITI shall cause the suspension of the pertinent Environmental Compliance Certificate (ECC) and non-issuance of Ore Transport and/or Mineral Export Permit until such time that the said contractor has complied with the PH-EITI requirements.

Effectivity. This Order shall take effect immediately upon publication in a newspaper of general circulation.


REGINA PAZ L. LOPEZ
Secretary



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April 12, 2017
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April 19, 2017