



Selection of Civil Society Organization (CSO)

in the

**Multi-Partite
Monitoring Team
(MMT) and**

**Provincial Mining and
Regulatory Board
(PMRB)**

OUTLINE:

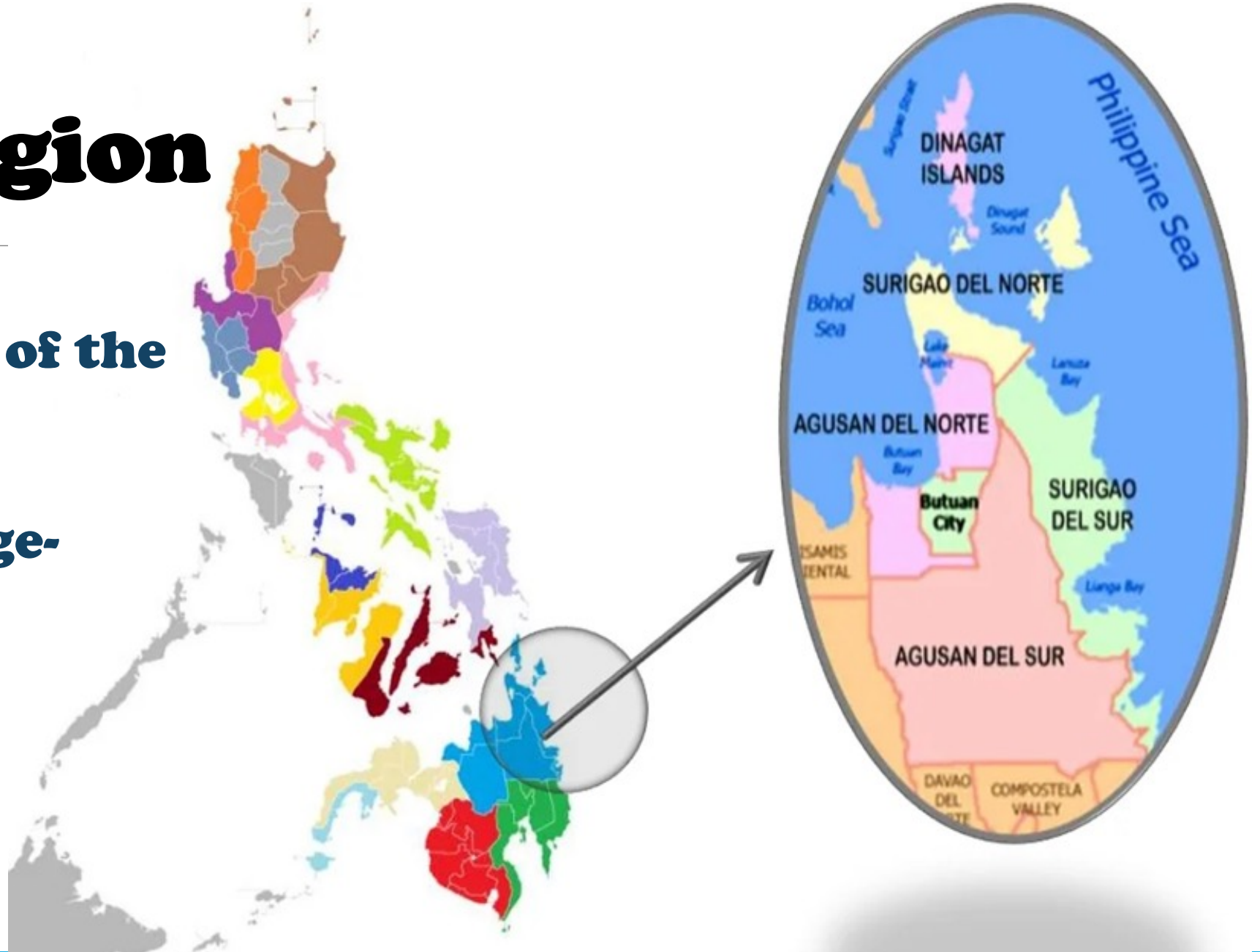


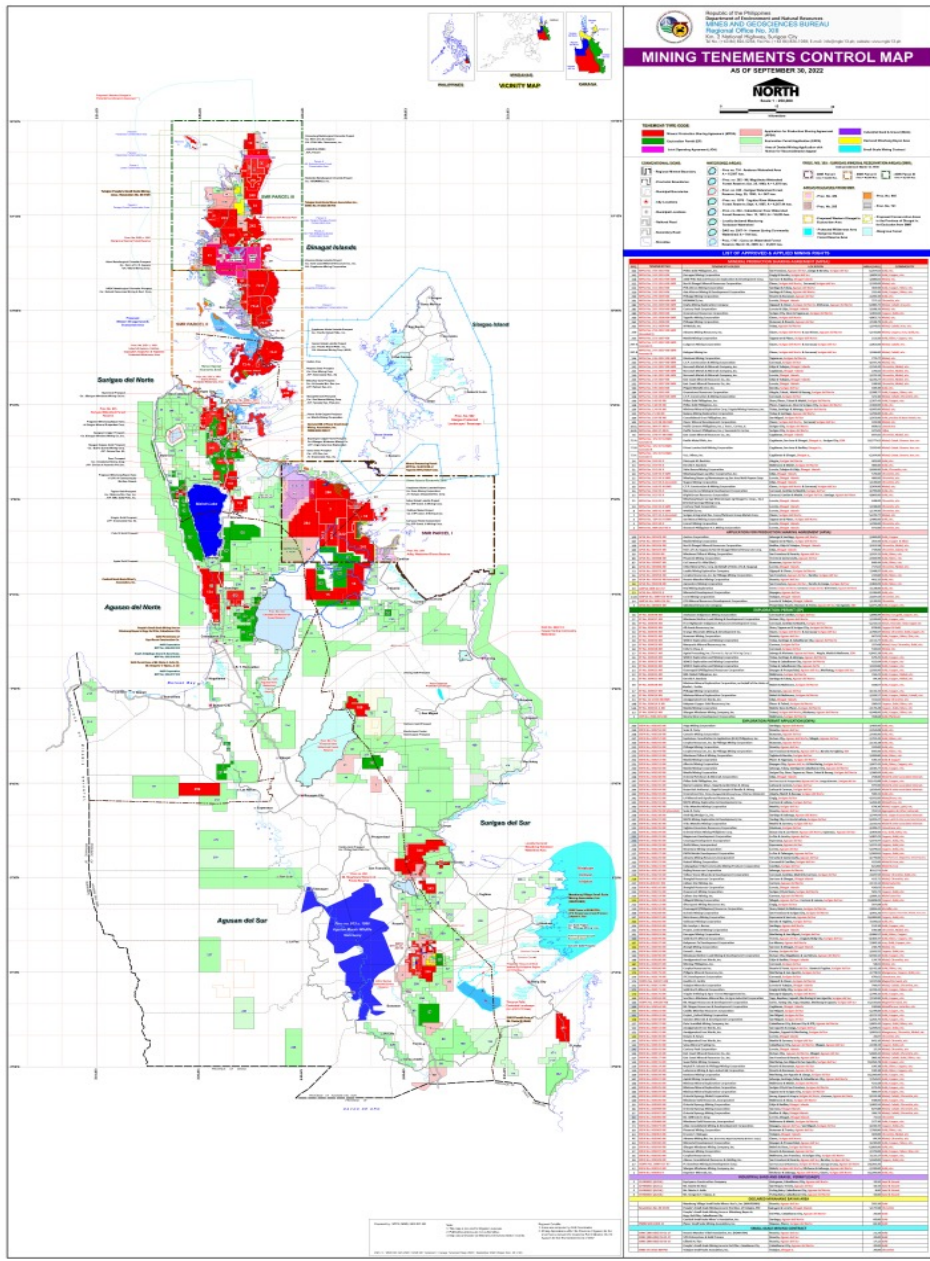
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- **Introduction**
- **Statutory Foundation**
- **MMT Functions & Composition**
- **PMRB Composition & Functions**
- **Selection of CSO in MMT & PMRB**
- **Glimpse of MMT**

Caraga Region

- **mining capital of the Philippines**
- **home of 34 large-scale mining companies**





Republic of the Philippines
 Department of Environment and Natural Resources
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MINING TENEMENTS CONTROL MAP

AS OF SEPTEMBER 30, 2022



Scale 1 : 250,000



TENEMENT TYPE CODE

Mineral Production Sharing Agreement (MPSA)	Application for Production Sharing Agreement (APSA)	Industrial Sand & Gravel (ISAG)
Exploration Permit (EP)	Exploration Permit Application (EXPA)	Declared Minahang Bayan Area
Joint Operating Agreement (JOA)	Area of Denied Mining Application with Motion for Reconsideration Appeal	Small-Scale Mining Contract

CONVENTIONAL SIGNS:

- Regional Mineral Boundary
- Provincial Boundaries
- Municipal Boundaries
- City Locations

WATERSHED AREAS:

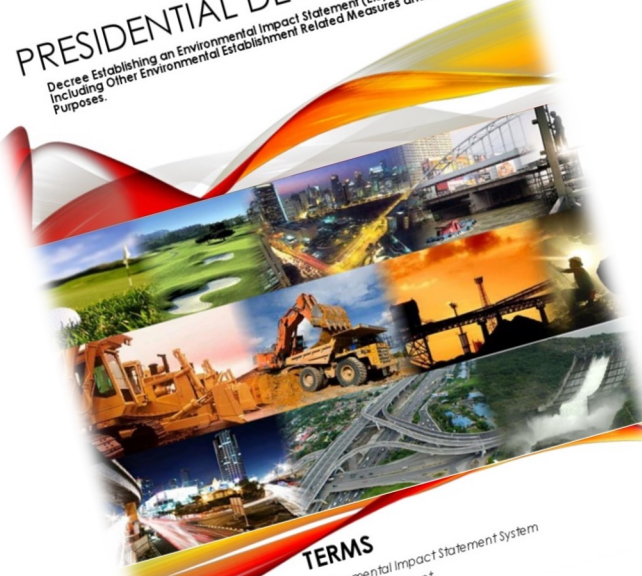
- Proc. no. 734 - Andanan Watershed Area A = 15,097 has.
- Proc. no. 282 - Mt. Magdiwata Watershed Forest Reserve; Oct. 25, 1993; A = 1,575 has.
- Proc. no. 635 - Surigao Watershed Forest Reserve; Aug. 29, 1990; A = 967 has.
- Proc. no. 1076 - Taguibo River Watershed Forest Reserve; Sept. 4, 1997; A = 4,367.44 has.

PROC. NO. 3911 : SURIGAO MINERAL RESERVATION AREAS (SMR)

- Date proclaimed: March 13, 1939
- SMR Parcel I Area = 64,200 Has.
 - SMR Parcel II Area = 40,000 Has.
 - SMR Parcel III Area = 58,700 Has.
- AREAS RELEASED FROM SMR:**
- Proc. No. 454
 - Proc. No. 295
 - Proc. No. 965
 - Proc. No. 741

Statutes regulating Mining Operation

PRESIDENTIAL DECREE: 1586
Decree Establishing an Environmental Impact Statement (EIS) System Including Other Environmental Establishment Related Measures and for Other Purposes.



TERMS

- PEISS - Philippine Environmental Impact Statement System
- EIS - Environmental Impact Statement
- EIA - Environmental Impact Assessment

DID YOU KNOW?




Republic Act No. 7942
The Philippine Mining Act of 1995

Is **one of the most advanced mining legislations** in the Asia-Pacific region.
Its environmental and social provisions is **at par** with the mining laws of Australia, Canada, and the US.

#MineResponsibility



PD 705 Revised Forestry Code of the Philippines
As amended by PD 1559, PD 865, PD 1775, BP 701, BP 83, RA 7161, EO 277 and Official Gazette No. 31



R.A. 6969

Toxic Substances and Hazardous and Nuclear Wastes Control Act of 1990

Republic Act No. 8749
"Philippine Clean Air Act of 1999"

Republic Act 9003
Ecological Solid Waste Management Act of 2000

Republic Act No. 9275
Philippine Clean Water Act of 2004

Tubig ay Buhay.
Tayo'y magtulungan upang
protektahan ang yamang tubig.



To ensure compliance...

DENR Administrative Order (DAO) 2010-21: Revised Implementing Rules and Regulations of R.A. 7942

***Section 178.** The Bureau and the EMB shall enter into a Memorandum of Understanding to harmonize the promulgation of these implementing rules and regulations and the EIS system.*

***Section 182.** The Mine Rehabilitation Fund Committee (MRFC) shall be created in each Region where active mining operations exist... and deputizes an **MMT** to serve as its monitoring arm with the Regional Office concerned taking the lead role (f).*

DENR Administrative Order (DAO) 2015-02: Harmonization of the implementation of the Philippine Environmental Impact Statement System and the Philippine Mining Act of 1995 in relation to Mining Projects

Public participation is being strengthened...

DENR Administrative Order (DAO) 2017-15: Guidelines on Public Participation under The Philippine Environmental Impact Statement (EIS) System

Article IV Section 15.2. For ECPs, Multi-Partite Monitoring Team (MMT) shall continue to serve as venue for promoting greater stakeholder vigilance and providing appropriate check and balance mechanisms in monitoring project impacts as well as venue for empowering communities in taking responsibility for environmental protection as third party.

Section 16. Rationalization of the MMT Existence, Composition and Leadership where paragraphs **16.2 states that Project Proponent and EMB shall no longer be members of the MMT. In 16.6 it states that in the case of MMT for Mining Project, membership of EMB shall be removed** and MMT shall regularly submit to EMB CMVR format report including report on compliance with EPEP (based on EMB approved EMP) and EMB shall similarly conduct its monitoring activities independent of the MMT.

Section 17. Functions of the MMT

Section 18. MMT Formation and Operationalization

Multi-Partite Monitoring Team is expanding...

DENR Administrative Order (DAO) 2018-18: Establishing a Centralized Management and Coordinative Mechanism at the Regional Offices of DENR, MGB and EMB and Designating the DENR Regional Director as the Regional Executive Director Providing Overall Command of Regional Operations

Section III.D. *The PENROs and CENROs shall participate in the Multi-Partite Monitoring Team formed pursuant to Sections 183 and 186 of DAO 2010-21.*

Section IV A.1. *The PENROs and CENROs shall participate in the Multi-Partite Monitoring Team formed pursuant to Sections 9.1, Article II of DAO 2003-30 which is tasked to undertake monitoring of compliance with ECC conditions as well as the EMP.*

With additional members....

DENR Administrative Order (DAO) 2022-04:

Enhancing Biodiversity Conservation and Protection in Mining Operations

***Section 9.** Inclusion of Additional Members in Relevant Committee. The CLRFSC, MRFC, and MMT as per DAO 2010-21 shall include Biodiversity Management Bureau (BMB) and Ecosystem Research and Development Bureau (ERDB) and their regional counterparts as members.*

DENR Administrative Order (DAO) 2022-12:

Amending Section 16.6 of DAO 2017-15, Guidelines on Public Participation under the PEIS System

***Section 16.6** In the case of MMTs for Mining Projects, **the membership shall be governed by DAO 2010-21 and the EMB representatives shall continue to be a member of the MMT.** The MMT shall regularly submit to EMB CMVR format report including report on compliance with EPEP (based on EMB approved EMP) and EMB shall similarly conduct its monitoring activities independent of the MMT.*

Multi-Partite Monitoring Team (MMT)

- **A deputized monitoring arm of Mine Rehabilitation Fund Committee (MRFC) (DAO 2010-21 Sec. 182f & 187)**
- **An independent entity whose membership represents primarily the stakeholders/public that is intended to assist the DENR in monitoring environmental impacts and compliance with the Philippine EIS System requirements and other environmental laws as a third-party entity to enhance participation and transparency. (DAO 2017-15 Sec. 4)**

MMT is tasked to...

- **Validate the compliance with the conditions stipulated in the ECC, Environmental Management Plan (EMP) and Environmental Monitoring Plan (EMoP), and commitments made in the EIA Report, EPEP/AEPEP and FMR/DP.**
- **Review and validate Proponent's Self-Monitoring Report;**

MMT is tasked to...

- **Receive complaints, gather relevant information to facilitate determination of validity of complaints or concerns about the project and timely transmit to the Proponent and EMB recommended measures to address the complaint;**
- **Prepare, integrate and disseminate simplified validation reports to community stakeholders;**
- **Make regular and timely submission of MMT Reports based on the EMB-prescribed format.**

MMT is composed of the following...

- Representative from Regional Office as Head
- Representative from Department Regional Office
- Representative from the EMB Regional Office
- Representative of the Contractor/ Permit Holder
- Representative from the affected community(ies)
- Representative from the affected Indigenous Cultural Communities (ICCs),
- Representative from an environmental NGO

MMTs in Caraga Region...

- MGB XIII Technical Staff -MMT Leader
- PENRO & CENRO, CDD for BMB & ERDB
- EMB XIII Technical Staff
- Mining Company
- LGU (MENRO, Brgy. Captain/ Councilor), Roman Catholic Parish/
Other Christian Denominations, Senior Citizens, DOH (stipulated in ECC)
- Chieftains (Manobo/Mamanwa)
- Reach Foundation, Inc., Kabilin Foundation

Selection of Civil Society Organization is based on...

- **Sectoral scope: covering majority of the population
(i.e. Religious/Church Sector, Cooperatives/People's Organizations)**
- **Environmental NGO should be accredited by DENR**
- **Duly nominated and appointed in writing by a sector**

Provincial Mining Regulatory Board (PMRB)

Republic Act (RA) No. 7942 otherwise known as the Philippine Mining Act of 1995, **RA No. 7076**, or the People's Small-Scale Mining Act of 1991, and **Executive Order No. 79**, and their implementing rules and regulations as embodied under the Department of Environment and Natural Resources Administrative Order (DAO) No. 2010-21, DAO No. 2022-03 and DAO No. 2012-07, respectively.

COMPOSITION OF C/PMRB

- Chairperson - The Regional Director
Mines and Geosciences Bureau
Regional Office concerned
- Member - The Provincial Governor or City Mayor
Province or City concerned
- Member - Large-Scale Mining Sector
- Member - Small-Scale Mining Sector
- Member - Non-Government Organization

Provincial Mining Regulatory Board (PMRB)

1. Accept, process and evaluate applications and determine administrative charges and fee for Quarry, Sand and Gravel, Guano, Gemstone Gathering Permits duly filed with the same.
2. Declares and segregates existing gold-rich areas for small-scale mining.
3. Declares, segregates and reserves for the future, mineralized areas/mineral lands as *Minahang Bayan*.
4. Evaluates and approves PEIMP, CDMP and ASHP.
5. Awards and registers Small-Scale Mining Contracts and Mineral Processing License.
6. Formulates its own guidelines and implements rules and regulations related to RA No. 7076.
7. Settles disputes, conflicts or litigations over conflicting claims within a people's small-scale mining area.
8. Suspends, cancels and revokes for cause after due process Small-Scale Mining Contracts and Mineral Processing License.
9. Submits to the Department and the Bureau a comprehensive Annual Report of the overall operation of the *Minahang Bayan*.
10. Performs such other functions as may be necessary to achieve the goals and objectives of RA No. 7076.

Status of PMRB in Caraga...

- Agusan del Sur - Operationalized and Reconstituted by virtue of DENR Special Order No. 2019-843
- City of Butuan - Operationalized and Reconstituted by virtue of DENR SO No. 2019-844
- Dinagat Islands - Operationalized and Reconstituted by virtue of DENR SO No. 2019-84
- Surigao del Norte - Operationalized and Reconstituted by virtue of DENR SO No. 2019-82
- Surigao del Sur - Operationalized and Reconstituted by virtue of DENR SO No. 2019-83





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 929-66-20 • 929-66-33 to 35
 929-70-41 to 43

SPECIAL ORDER
 No.- 2019-843



NOV 0 5 2019

SUBJECT : RECONSTITUTION OF THE PROVINCIAL MINING REGULATORY BOARD OF THE PROVINCE OF AGUSAN DEL SUR

In the interest of the service and pursuant to Republic Act (R.A.) No. 7076, the *People's Small-Scale Mining Act of 1991*, R.A. No. 7942, the *Philippine Mining Act of 1995*, and Executive Order No. 79, and their implementing rules and regulations as embodied under Department Administrative Order (DAO) No. 2015-03, DAO No. 2010-21, and DAO No. 2012-07, respectively, the Provincial Mining Regulatory Board of the Province of Agusan del Sur is hereby reconstituted, as follows:

- | | | |
|---|---|--------------------|
| The Regional Director
Mines and Geosciences Bureau
Regional Office No. XIII | - | Chairperson |
| The Governor or his/her Authorized Representative
Province of Agusan del Sur | - | Member |
| Representative of Chamber of Mines of Caraga Region, Inc.
Large-Scale Mining Sector | - | Member |
| Representative of Masabong Village Small-Scale Mining Association, Inc.
Small-Scale Mining Sector | - | Member |
| Representative of Consortium of Civil Society Organizations in Agusan del Sur
Non-Government Organization | - | Member |

In the performance of their duties and functions, they shall be guided by the pertinent provisions of DAO No. 2015-03, DAO No. 2010-21, DAO No. 2012-07 and other laws, rules and regulations and circulars governing the administration and disposition of mineral resources.

This Order shall take effect immediately and shall remain in force unless revoked in writing by the undersigned or any other competent authority.

Recommended by

ATTY. WILFREDO G. MONCANO
 Acting Director
 Mines and Geosciences Bureau

ROY A. CIMATU
 Secretary



Let's Go Green

60-174577



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 929-70-41 to 43

SPECIAL ORDER
 No.- 2019-83



JAN 2 3 2019

SUBJECT : RECONSTITUTION OF THE PROVINCIAL MINING REGULATORY BOARD OF THE PROVINCE OF SURIGAO DEL SUR

In the interest of the service and pursuant to Republic Act (R.A.) No. 7076, the *People's Small-Scale Mining Act of 1991*, R.A. No. 7942, the *Philippine Mining Act of 1995*, and Executive Order No. 79, and their implementing rules and regulations as embodied under Department Administrative Order (DAO) No. 2015-03, DAO No. 2010-21, and DAO No. 2012-07, respectively, the Provincial Mining Regulatory Board of the Province of Surigao del Sur is hereby reconstituted, as follows:

- | | | |
|--|---|--------------------|
| The Regional Director
Mines and Geosciences Bureau
Regional Office No. XIII | - | Chairperson |
| The Governor or his Authorized Representative
Province of Surigao del Sur | - | Member |
| Representative of Chamber of Mines of Caraga Region, Inc.
Large-Scale Mining Sector | - | Member |
| Representative of Quarry Permit Holders
Small-Scale Mining Sector | - | Member |
| Representative of Surigao Sur Organization for Human Development, Inc.
Non-Government Organization | - | Member |

In the performance of their duties and functions, they shall be guided by the pertinent provisions of DAO No. 2015-03, DAO No. 2010-21, DAO No. 2012-07 and other laws, rules and regulations and circulars governing the administration and disposition of mineral resources.

This Order shall take effect immediately and shall remain in force unless revoked in writing by the undersigned or any other competent authority.

Recommended by

ATTY. WILFREDO G. MONCANO
 Acting Director
 Mines and Geosciences Bureau

ROY A. CIMATU
 Secretary



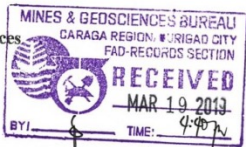
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2019



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 929-66-20 • 929-66-33 to 35
 929-70-41 to 43

SPECIAL ORDER
 No.- 2019-82



JAN 2 3 2019

SUBJECT : RECONSTITUTION OF THE PROVINCIAL MINING REGULATORY BOARD OF THE PROVINCE OF SURIGAO DEL NORTE

In the interest of the service and pursuant to Republic Act (R.A.) No. 7076, the *People's Small-Scale Mining Act of 1991*, R.A. No. 7942, the *Philippine Mining Act of 1995*, and Executive Order No. 79, and their implementing rules and regulations as embodied under Department Administrative Order (DAO) No. 2015-03, DAO No. 2010-21, and DAO No. 2012-07, respectively, the Provincial Mining Regulatory Board of the Province of Surigao del Norte is hereby reconstituted, as follows:

- | | | |
|---|---|--------------------|
| The Regional Director
Mines and Geosciences Bureau
Regional Office No. XIII | - | Chairperson |
| The Governor or his Authorized Representative
Province of Surigao del Norte | - | Member |
| Representative of Chamber of Mines of Caraga Region, Inc.
Large-Scale Mining Sector | - | Member |
| Representative of SAG Permit Holders
Small-Scale Mining Sector | - | Member |
| Representative of Rural Enterprise Assistance Center REACH Foundation, Inc.
Non-Government Organization | - | Member |

In the performance of their duties and functions, they shall be guided by the pertinent provisions of DAO No. 2015-03, DAO No. 2010-21, DAO No. 2012-07 and other laws, rules and regulations and circulars governing the administration and disposition of mineral resources.

This Order shall take effect immediately and shall remain in force unless revoked in writing by the undersigned or any other competent authority.

Recommended by

ATTY. WILFREDO G. MONCANO
 Acting Director
 Mines and Geosciences Bureau

ROY A. CIMATU
 Secretary



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Glimpse of MMT ...





9°31'15.248"N 125°49'52.19"E
Altitude:158.8m



9°31'51.562"N 125°51'43"E
Altitude:83.4m
Speed:0.0km/h
THPAL-MMT 2Q 2022
Sep 22, 2022 10:47:51 AM



9°31'54.312"N 125°50'40.828"E
Altitude:131.3m
Speed:9.5km/h
THPAL-MMT 2Q 2022
Sep 21, 2022 3:41:47 PM



TRANSFORMATIVE MINING

Transforming the mines into an agroforestry-ecotourism area

