

DENR Memorandum Circular

No. 07

February 02, 1994

SUBJECT : Implementing the Phase-out Schedule for Collection and Exportation of Monkeys (Macaca fascicularis) from the Wild as Provided for in DENR Administrative Order (DAO) No. 96, Series of 1988.

Pursuant to the DENR policy on the allocation of quota for wildlife set forth in DENR Administrative Order (DAO) No. 96, Series of 1988, and in order to implement the 1994 phase-out schedule in the collection and exportation of monkeys from the wild, the following guidelines are hereby issued:

1. A six-month phase-out transition period shall be scheduled from 16 February 1994 to 16 August 1994, within which period the export of all wild-collected monkey stocks on hand intended for export and covered by duly approved DENR permits, shall be allowed. After 16 August 1994, only captive-bred stocks shall be allowed for export.
2. All wildlife collector and breeding farm permittees shall submit to the Director, Protected Areas and Wildlife Bureau (PAWB) on or before 31 December 1993, an inventory report of all wild-collected stocks on hand as of 15 December 1993. The PAWB shall validate said report within the month of January 1994, and submit to the Secretary the final inventory list on 01 February 1994. Said list shall be the basis for the issuance of export permits for wild-collected stocks within the six-month phase-out transition period. Permittees who fail to submit the above-mentioned report shall not be allowed to export said wild-collected stocks on hand.
3. All wild-collected stocks not exported within the transition period may be disposed of through local sale, used as breeders, or may be released back to their area of collection

4. Beginning 16 February 1994, the quota for monkeys to be collected from the wild shall be issued only for captive breeding purposes. Said quota for wild breeders shall be determined by the Wildlife Management Committee (WMC) duly created under DAO 96, Series of 1988.

This Circular takes effect immediately and repeals all previous orders inconsistent herewith.

ANGEL C. ALCALA
Secretary

DENR Memorandum Circular

No. 12

March 17, 1994

SUBJECT : Setting Aside a Fund to be Used for the Organization of PAMB.

Pursuant to the provisions stipulated under Section 11 of the National Integrated Protected Areas System (NIPAS) Act of 1992 (R.A. No. 7586), a Protected Areas Management Board (PAMB) shall be created for each established Protected Area.

To ensure that such a requirement is complied with and to provide assurance on the immediate availability of funds needed for the implementation of such activity, the allocation of a special and separate fund for the specific purpose of creating PAMB shall be implemented as follows:

- a) A Fund amounting to **P 10,000.00/site per annum** shall be set aside by all concerned DENR Regional Offices from their regular funds.
- b) Such amount shall be used solely for activities related to the organization of the Protected Area Management Board (PAMB).

This is supplementary to previous memoranda requiring the immediate completion, by all concerned regions, of the organization or creation of PAMB.

For strict compliance.

ANGEL C. ALCALA
Secretary

DENR Memorandum Circular

No. 34

September 22, 1994

SUBJECT : General Outline for the Formulation of Initial Protected Area Plan.

Pursuant to subpar. g Section 3 of DAO 25, S. of 1992 and in order to provide a clear and consistent working outline for the regional offices in the formulation of initial protected area plan, the outline below is hereby promulgated.

The Regional Executive Director shall cause the preparation of an initial protected area plan for each of the proposed protected area. The plan shall be based on the compiled information developed in previous studies using the criteria and guidelines set forth under DMC 35, S. of 1992, DMC 16, S. of 1992, DAO 13, S. of 1992 and DENR Circular No. 04, S. 1993 and from other available sources.

This plan shall serve as the basis in developing annual work plans that will guide the Protected Area Superintendent (PASU) and the PAMB on what activities to undertake while the detailed management plan following the GMPS procedures is being prepared.

The Initial Protected Area Plan shall be in accordance with the following prescribed format:

- I. INTRODUCTION/RATIONALE FOR THE PROTECTED AREA
- II. SITE DESCRIPTION
 - a. Location
 - b. Area
 - c. Climate
 - d. Topography
 - e. Soils
 - f. Vegetative cover and land use
- III. PROPOSED BOUNDARIES

IV. MANAGEMENT GOALS AND OBJECTIVES

1. Goals
2. Objectives

V. SOCIO-ECONOMIC INFORMATION

VI. KEY MANAGEMENT ISSUES

VII. SITE MANAGEMENT ACTIVITIES

1. Technical and Administrative Planning

- 1.1 Resource Assessment
- 1.2 Habitat Rehabilitation Program
- 1.3 Resources Protection Program
- 1.4 Eco-Tourism Program
- 1.5 Interpretation Program
- 1.6 Management Zoning

- a) Strict Protection Zone
- b) Sustainable Use Zone
- c) Restoration Zone
- d) Habitat Management Zone
- e) Buffer Zone
- f) Recreational Zone
- g) Multiple-Use Zone
- h) Cultural Zone
- i) Special Use Zone
- j) Other applicable management zones

VIII. SOCIO-ECONOMIC PLANNING

- 1) Community Organizing
- 2) Buffer Zone Management
- 3) Site-Specific Policy Development

IX. COORDINATION/NETWORKING

X. MANPOWER DEVELOPMENT

The finished plan shall be submitted to the DENR Secretary thru PAWB together with the following documents and recommendations:

1. Modification of boundary of the proposed protected area, if applicable;
2. A report that includes a draft Presidential Proclamation designating the area as a protected area including the information as required in Memorandum Circular No. 28 of the Office of the President;
3. A statement summarizing the rationale for establishment and basic management approach;
4. Photographs, map(s) and technical descriptions that include buffer zones; and
5. A record of public hearings.

This Circular takes effect immediately and shall amend/revoke all other instructions inconsistent herewith.

ANGEL C. ALCALA
Secretary

DENR Memorandum Circular
No. 40
November 03, 1994

SUBJECT : Sequential Diagram of NIPAS Law Requirement on the Establishment and Management of Protected Areas.

Pursuant to Republic Act No. 7586 and DAO No. 25, S. 1992, and in order to set a clear and uniform theoretical procedure in establishing and managing protected areas under the NIPAS Law, the sequential diagram is hereby adopted for the guidance of all concerned.

The sequential diagram is a semi-detailed presentation of the NIPAS Law to avoid different interpretations among NIPAS implementing units. Thus, for each activity or process, the corresponding responsibility center is identified.

The diagram is also a useful tool in monitoring the progress in establishing and managing the NIPAS system.

Lastly, this flow chart is designed to familiarize the public on the provisions of the NIPAS Act as their support and participation are vital in the implementation of the said law.

A narrative explanation is appended for better understanding of the flow chart.

This Circular shall take effect upon approval.

ANGEL C. ALCALA
Secretary

DENR Memorandum Circular
No. 45
December 22, 1994

**SUBJECT : Clarifications on Some Provisions of R.A. 7586,
DAO No. 25, Series of 1992 and Other Related
Guidelines.**

For the guidance and information of all concerned, clarifications on the implementation of NIPAS Act are hereby promulgated:

A. Creation of Protected Area Management Board (PAMB).

1. The creation of PAMB is not a pre-requisite for the conduct of assessment and other NIPAS activities mandated by the NIPAS Act. PAMB may be created simultaneously or after the conduct of such activities.
2. For recommended and/or additional NIPAS sites, NIPAS activities such as Protected Areas Suitability Assessment (PASA), Survey and Registration of PA occupants (S & R), public consultation and other activities enumerated in Section 5 of RA 7586 and DAO No. 25, Series of 1992, respectively, shall first be completed prior to the proclamation of the area preparatory to its inclusion in NIPAS. Thereafter, a PAMB shall be created.

B. Categorization of Existing and Proposed Protected Areas under NIPAS.

1. The NIPAS Act does not provide a separate category for marine areas. The NIPAS categories established by the NIPAS Act apply to marine, wetlands and terrestrial areas, hence, the categorization of such areas should follow the categories specified in Section 5 of R.A. 7586.

2. In the initial screening of protected areas based on PASA guidelines, secondary data and other relevant information may be used.

C. Functions of the Interdisciplinary Team as stipulated in the guidelines on the General Management Planning Strategy (GMPS), DMC No. 04 Series of 1993.

1. The Regional Interdisciplinary team (I.D. Team) is a planning team that will guide and advise the Protected Area Superintendent (PASu) and the PAMB in the preparation of the Protected Area Management Plan and the Manual.
2. The I.D. Team membership is not limited to DENR personnel only. Other qualified parties or individuals may be considered for membership subject to review and evaluation by the Regional Executive Director.
3. The GMPS will be used only when the area is assured to be included in the new System and when the final boundary has already been identified or established on the ground. In the meantime, the initial plan shall be prepared in accordance with DMC No. 34, Series of 1994, "Outline on the Preparation of Initial Protected Area Plan for Protected Areas".

D. Functional relationship of the Protected Area Superintendent (PASu), CENR Officer and PENR Officer in Protected Area Management.

1. The PASu shall act as the Chief Operating DENR Officer of the protected area. In the discharge of his duties and functions as enumerated under Section 38 of DAO No. 25, Series of 1992, he shall be directly responsible to the PAMB and the RED, thru the RTD for EMPAS.

2. The PASu shall establish linkages with the CENR and PENR Officers to ensure smooth and efficient management of protected areas.

E. Conduct of Public consultation/hearing.

1. In the establishment of protected areas under the new System, be it the initial components of the system or proposed areas for inclusion in NIPAS, public hearing/consultation is a requirement.
2. Results of public consultation shall be submitted to DENR/PAWB for review. A copy of the minutes of consultation and the names of the participants with the consolidated comments/reactions must accompany the consultation report. The comprehensive review must include the recommended category of the area, following DMC No. 35, Series of 1993 and the rationale for inclusion to NIPAS or disestablishment.
3. Sangguniang Barangay/Bayan Resolutions are not considered as substitute for public consultations/ hearings, however, they may be submitted as additional documents.
4. If funds for the actual public hearing/ consultation are not available, consultation referendum may be undertaken. The term "referendum" shall mean consultation in absentia using letters and similar media with appropriate attachments such as issues, concerns, proposal and/or maps.

This Circular shall take effect immediately.

ANGEL C. ALCALA
Secretary

DENR Memorandum Circular

No. 46

December 22, 1994

SUBJECT : Creation of Protected Area Management Board (PAMB).

Pursuant to Republic Act 7586, to fully recognize the function of the Regional Executive Director (RED) as alter-ego of the Secretary of DENR and as Chairman of PAMB and to decentralize the processing of documents for establishing/ organizing the PAMB for approval by the Secretary, the following are hereby promulgated for the guidance of all concerned:

1. Selection of PAMB members and processing of the required documents including the preparation of official appointment for each PAMB nominee is delegated to the Regional Executive Director. All current requirements for PAMB membership shall still hold true.
2. Upon preparation of the official Certificate of Appointment, said Certificate shall be endorsed by the concerned RED to the DENR Secretary for signature.
3. PAWB will monitor the creation of PAMB for each protected area and their activities once organized.

This Circular takes effect immediately.

ANGEL C. ALCALA
Secretary

DENR Memorandum Order

No. 22

October 27, 1994

**SUBJECT : Delegation of Authority Regarding the
Implementation of Foreign Assisted Integrated
Protected Area Projects (IPAS).**

In the interest of promoting efficiency, effectiveness and economy in the implementation of DENR Integrated Protected Area Projects (IPAS), and pursuant to R.A. No. 7586 and DAO No. 25 Series of 1992, the functions of different Officials stated in Memorandum Order No. 05 dated May 05, 1993, Series of 1993 shall apply with some revisions and additional provisions, as follows:

1. For the IPAS project, the Project Manager or Project Director referred thereto shall mean the Protected Area Superintendent (PASU) designated or hired for the site;
2. This order shall cover all foreign assisted IPAS projects.
3. All other administrative provisions specified in DAO 25 attributed to PASU shall likewise apply.
4. Considering that there is no assistant PASU, the authorities extended to an Assistant Project Manager/Assistant Project Director shall be exercised by the second in rank staff of the project who shall be designated as such by the Regional Executive Director. The designation order shall contain, among other things, the statement that "... said, staff shall exercise the function and authority of an Assistant PM/PD as specified in MO. No. 05 ..."
5. Where the designated PASU is a contractual employee, his/her financial authority shall only be recommendatory in nature. The financial authority shall be given to either the PENRO or CENRO.

The other provisions of MO. No. 05 dated May 05, 1993, Series of 1993 still apply. All other orders inconsistent herewith are hereby superseded.

This order shall take effect immediately and shall remain enforced until revoked in writing.

ANGEL C. ALCALA
Secretary

Recommending Approval

BEN S. MALAYANG III
Undersecretary for Field Operations

RICARDO M. UMALI
Undersecretary for Natural Resources
Management and Supervising Officer, FASPO

BENJAMIN BAGADION, JR.
Undersecretary for Environment and Research