



**DENR ADMINISTRATIVE ORDER**  
NO. 2016 - 02

**JAN 22 2016**

**SUBJECT: DECLARING CERTAIN PARCELS OF LAND OF THE PUBLIC DOMAIN SITUATED AT PUROK 1-4 OF BARANGAY KANDIIS AS PARCEL I, AND PUROK 1-6 OF BARANGAYS SAN ISIDRO AND DAMOYOHAN AS PARCEL II, ALL IN THE MUNICIPALITY OF MAGSAYSAY, PROVINCE OF MISAMIS ORIENTAL AS CRITICAL HABITAT FOR HAWKSBILL TURTLE AND TO BE KNOWN AS "MAGSAYSAY CRITICAL HABITAT FOR HAWKSBILL TURTLE"**

Pursuant to Section 25 of Republic Act No. 9147, otherwise known as the "Wildlife Resources Conservation and Protection Act", Rules 25.1-25.5 of Joint DENR-DA-PCSD Administrative Order No. 01, Series of 2004, the joint implementing rules and regulations of RA 9147, consistent with DENR Memorandum Circular No. 2 Series of 2007 "Guidelines on the Establishment and Management of Critical Habitat", and in order to protect the nesting sites and population of the critically endangered Hawksbill turtle along with other wildlife species, certain parcels of land of the public domain situated at Purok 1-4 of Barangay Kandiis as Parcel I, and Purok 1-6 of Barangays San Isidro and Damayohan as Parcel II, all in the Municipality of Magsaysay, Province of Misamis Oriental are hereby declared as Critical Habitat and shall be known as the "MAGSAYSAY CRITICAL HABITAT FOR HAWKSBILL TURTLE".

#### **Section 1. Statement of Policy**

It is the policy of the State to conserve the country's wildlife resources and their habitats for ecological and economic sustainability. It is also the policy of the state that all designated critical habitats shall be protected and managed in coordination with the local government units and other concerned groups, from any form of exploitation or destruction which may be detrimental to the survival of the threatened species dependent therein.

#### **Section 2. Objectives**

The objectives of this Administrative Order are as follows:

- 2.1 To provide a legal framework for the protection of the 611.872 hectares of coastal area at Barangays Kandiis, San Isidro, and Damayohan in the Municipality of Magsaysay, Province of Misamis Oriental which serve as nesting site of the critically endangered Hawksbill turtle from destructive resource uses and developmental activity;
- 2.2 To establish a locally-driven ecosystem management approach that guarantees the dynamic and full participation of Local Government Units, communities, peoples organizations and other stakeholders integrating threatened species conservation as part of local development planning process and way of life of the people; and,
- 2.3 To sustainably manage the 611.872 hectares of coastal area at Barangays Kandiis, San Isidro, and Damayohan in the Municipality of Magsaysay, Province of Misamis Oriental Bay as a nesting site of Hawksbill turtle and

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habitat of other threatened species; to maintain ecological services as well as other biodiversity and cultural values of the area; and, to develop the ecotourism potential of the area to contribute to inclusive socio-economic growth.

### Section 3. Technical Description

The Magsaysay Critical Habitat for Hawksbill Turtle covers an approximate area of six hundred eleven and 87/100 (611.872) hectares as indicated on the herein attached area map (Annex "A") which forms an integral part of this Order, subject to private rights if there be any, and to ground survey and delineation, which is particularly described as follows:

#### PARCEL I (264.592 hectares)

CORNER	BEARING	DISTANCE (Meters)
01-02	S 90° 00' W	400.00
02-03	N 15° 36' W	1,339.29
03-04	N 08° 50' W	748.88
04-05	N 31° 35' W	868.69
05-06	N 83° 05' E	664.83
06-07	S 25° 16' E	1,183.18
07-08	S 05° 08' E	1,174.70
08-09	S 05° 21' E	642.81

#### PARCEL II (347.280 hectares)

CORNER	BEARING	DISTANCE (Meters)
01-02	N 84° 48' W	773.18
02-03	N 03° 54' E	2,205.11
03-04	N 09° 49' E	1,877.47
04-05	N 32° 36' E	1,752.85
05-06	N 64° 58' E	1,677.64
06-07	S 40° 09' E	418.69
07-08	S 52° 37' W	1,812.07
08-09	S 20° 24' W	832.17
09-10	S 30° 53' W	1,130.18
10-11	S 02° 02' W	2,251.42
11-12	S 04° 36' W	872.81

The tie point from Corner "1" of Parcel 1 is S 10° 43' E, 7,838.686 meters and from Corner 1 of Parcel II is N 04° 54' E, 2,096.592 meters to BLLM No. 1 of CAD-556-D (Port Carmen, Magsaysay Cadastre).

The National Mapping and Resource Information Authority (NAMRIA), in coordination with the DENR-Region 10 shall undertake ground verification of the above-said coordinates within ninety (90) days from the effectivity of this Order. Natural topographic features of the area, vegetative cover or permanent markers shall be used as boundary monuments/indicators. In case there are rectifications on the technical descriptions of the area, the final map as verified by the NAMRIA shall be endorsed by the Regional Director and the BMB Director to the DENR Secretary for approval.

**Section 4. Management of the Magsaysay Critical Habitat for Hawksbill Turtle Critical Habitat.** The DENR-Region 10 shall manage the Magsaysay Critical Habitat for Hawksbill Turtle in partnership and coordination with the Local Government Units (LGUs) and other partners/stakeholders.



**Section 5. Critical Habitat Management Plan.** The DENR-Region 10 and the Municipal Government of Magsaysay, in coordination and collaboration with other local stakeholders shall jointly prepare and cause the implementation of the Critical Habitat Management Plan (CHMP).

- a. The CHMP must be able to address: a) management objectives; b) key management issues; c) site management strategies and activities such as but not limited to habitat protection, rehabilitation, community organizing, promotion of environmental education and awareness, ecotourism, and other developmental activities towards the sustainable management of the area; d) administration; and, e) monitoring and evaluation, among others;
- b. In the implementation of the CHMP the DENR Regional Office and partners shall ensure that:
  - i. existing ecosystems in the critical habitat are preserved and are kept in a condition that will support and enhance the existing populations of the hawksbill turtle and associated naturally occurring flora and fauna;
  - ii. development activities surrounding the Critical Habitat shall undergo necessary assessment processes so as to safeguard the ecological integrity of the area; and,
  - iii. all applicable environmental laws, including Section 27 (c) of RA 9147 governing prohibited acts within critical habitats as defined under Section 6 hereof are strictly enforced.

**Section 6. Prohibited Acts.** The conduct of the following activities inside the Magsaysay Critical Habitat for Hawksbill Turtle are prohibited and punishable in accordance with Section 27(c) and Section 28 of RA 9147:

- a) dumping of waste products detrimental to wildlife;
- b) squatting or otherwise occupying any portion of the critical habitat;
- c) mineral exploration and/or extraction;
- d) burning;
- e) logging; and
- f) quarrying.

**Section 7. Funding.** The DENR Regional Office shall allocate funds for the operation and implementation of the CHMP. As such, the DENR Regional Office shall include funds for the purpose in their Annual Work and Financial Plan. The DENR shall also endeavour to engage LGUs and other partner/s to provide funds for the management of critical habitat.

#### **Section 8. Repealing Clause**

All orders, circulars and issuances which are inconsistent herewith are hereby repealed and/or modified accordingly.

#### **Section 9. Effectivity**

This Order takes effect fifteen days after publication in a newspaper of national circulation and acknowledgement by the Office of the National Administrative Registry (ONAR).

**Publication: Malaya**  
**January 29, 2016**

**Acknowledgement:**  
**February 5, 2016**

  
**RAMON J.P. PAJE**  
Secretary

