



Republic of the Philippines
 Province of Cavite
 City of Bacoor



5th SANGGUNIANG PANLUNGSOD

COMMITTEE/S		TITLE OF PROPOSED MEASURE	CONTROL NUMBER
Committee on Finance, Budget and Appropriation Committee on Housing, Land Utilization and Urban Development Committee on Environment and Natural Resources		PCR-177-2023 - LETTER ENDORSING THE REQUEST OF DIAMOND EXPORT CORPORATION PRESIDENT, ENGR. AUGUSTO C. NATIVIDAD REGARDING THE CREATION OF AN ENVIRONMENTAL MANAGEMENT FUND AND ENVIRONMENTAL GUARANTEE FUND FOR 100 HECTARE DIAMOND RECLAMATION AND DEVELOPMENT PROJECT. PCR-178-2023 - LETTER ENDORSING THE REQUEST OF FRABELLE FISHING CORPORATION MANAGING DIRECTOR, MS. FRANCESCA L. DE JESUS REGARDING THE CREATION OF AN ENVIRONMENTAL MANAGEMENT FUND AND ENVIRONMENTAL GUARANTEE FUND FOR 90 HECTARE AND 230 HECTARE BACOOR RECLAMATION AND DEVELOPMENT PROJECT.	PCR-177-2023 AND PCR-178-2023
V E N U E	Session Hall 2nd Floor, Sangguniang Panlungsod, Bacoor City	D A T E / T I M E	January 19, 2023 2:00 P.M.

**MINUTES OF JOINT COMMITTEE HEARING
 NO. FBA-104-S-2023 AND FBA-105-S-2023**

MINUTES OF JOINT COMMITTEE HEARING NO. FBA-104-S-2023 AND FBA-105-S-2023 - LETTER
 ENDORSING THE REQUEST OF DIAMOND EXPORT CORPORATION AND FRABELLE FISHING
 CORPORATION REGARDING CREATION OF AN ENVIRONMENTAL MANAGEMENT AND
 GUARANTEE FUND FOR RECLAMATION AND DEVELOPMENT PROJECT.



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City of Bacoor

Present:

Committee on Finance, Budget and Appropriation

Hon. Coun. Rogelio M. Nolasco - Chairman
Hon. Coun. Reynaldo D. Palabrica - Member
Hon. Coun. Victorio Guerrero, Jr. - Member

Committee on Housing, Land Utilization and Urban Development

Hon. Coun. Alde Joselito Pagulayan - Chairman
Hon. Coun. Adrielito Gawaran - Vice Chairman
Hon. Coun. Simplicio Dominguez - Member

Committee on Environment and Natural Resources

Hon. Coun. Levy Tela - Chairman
Hon. Coun. Reynaldo Fabian - Vice Chairman

Hon. Coun. Ramon N. Bautista - SP
Hon. Coun. Alejandro Gutierrez - SP
Hon. Coun. Michael Solis - SP
Hon. Coun. Mac Raven Espiritu - SP

Resource Persons:

Atty. Alvin Balagbag - Rep. of Diamond & Frabelle F. Corp.
Atty. Marius D. Sumira - City Legal Office, Bacoor City
Ms. Salve Valenciano - City Legal Office, Bacoor City
Atty. Jessie A. Salvador - City Administrator Office, Bacoor City
Ms. Elvinia Guerrero - City Budget Office, Bacoor City

Hon. Coun. Rogelio M. Nolasco cited: **PCR-177-2023** - The Letter endorsing the request of Diamond Export Corporation Engr. Augusto C. Natividad regarding the creation of Environmental Management Fund and Environmental Guarantee Fund for the 100 Hectare Diamond Reclamation and Development Project. And **PCR-178-2023** – Letter endorsing the request of Frabelle Fishing Corporation Managing Director, Ms. Francesca L. De Jesus regarding the creation of an Environmental Management Fund and Guarantee Fund for the 90 Hectare and 230 Hectare Bacoor Reclamation and Development Project. "

Hon. Coun. Nolasco: Introduced the presence of all Committee Members of Finance, Budget and Appropriation, Housing, Land Utilization and Urban Development, and Environment and Natural Resources, Sangguniang Panlungsod Councillors, to the Resource Persons: Atty. Jessie Salvador and Atty. Marius D. Sumira, Ms. Salve Valenciano, Ms. Elvinia Guerrero and Atty. Alvin Balagbag, Representative of Frabelle Fishing Corporation.



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Hon. Coun. Reynaldo Palabrica: "Mr. Chairman, Mr. Presiding Officer, I would like to manifest about the subject to the Representative of Diamond Corporation and Frabelle Fishing Corporation to speak to the Honorable Committee Members about the request of Environmental Management Fund and Environmental Guarantee Fund para maintindihan."

Atty. Alvin Balagbag: "Opo, magandang Hapon po sa lahat, nagpapasalamat po kami dahil naimbitahan nyo kami sa Council tungkol po sa kung ano po ang ni re request namin, actually po mayroon kaming budget para sa partnership ng Diamond and Frabelle Fishing Corporation para sa Reclamation Project of City of Bacoor mangyari lang po meron itong kaukulang **ECC (Environmental Compliance Certificate)** galing sa DENR nakapaloob po sa ECC natin ang pagkakaroon ng isang Project Monitoring Committee, **MMT (Multi-partite Monitoring Team)** at ang MMT pong iyon ay ki nocompose ng mga Stake Holders, kasama na rin po dito si Mayor, ang BFAR at ang ating Barangay Chairman sa mga affected na areas, mga Philippine Coastguard at Philippine Navy. So, ito po ang nag momonitor ng Diamond Project natin. Kalakip din sa MMT ang pagkaka gawa o pagkakalagay ng isang pondo kung saan magagamit ng MMT para sa kanilang mga activities kung meron silang mga monitoring activities, mga meetings, per dine nila, doon po iyon manggagaling. Ang pondo pong ito ilalagay ng Diamond at Frabelle Corporation sa account na iyon para doon po gagamitin, at ang disbursement po ng pondong ito ay manggagaling mula sa PENRO at endorsement ni Mayor. So, bilang members po sila as Chairman and Co-Chairman sila po ang mag aapprove for disbursement na ito per dine ng mga tao at sa kung anong mga activities. So, ang pondo pong ito ay para lang sa MMT at para lang sa mga exclusive na miyembro. Ang pondo pong ito ay dapat po sana ay bubuksan ng City of Bacoor under his name kaya lang po ay magkakaroon maraming issues kung ito pa ay bubuksan ng City of Bacoor kaya po ang ginawa as for the advice of City monitoring processing ang ginawa sa Pasay ay ang private na lang po ang nag open pero ang disbursement will be under the endorsement of PENRO and City Mayor So, yun po ang aming ni rerekomenda, na instead na City of Bacoor pa ang mag open, yung private na lang po but the disbursement will be under the authorization of the Mayor and PENRO. Yung mga disbursement naman pong ito at all activities are for the use of the project ang MMT po, ang hinahabol po nila ay to monitor kung yung ECC requirement po natin from DENR ay na oobserve at wala na rin tayong plan effect doon sa project natin tuloy tuloy na po ang purpose ng pondo

Hon. Coun. Reynaldo Palabrica: "Mr. Chairman, my second question is, magkano yung pondo na ni rerequire ng **EMB (Environmental Management Bureau)** of DENR?"

Atty. Alvin Balagbag: "Ano po, around Php 250,000.00 per project, bali Php 500,000.00 po."

Hon. Coun. Reynaldo Palabrica: "Per Semester?"

Atty. Alvin Balagbag: "Opo"



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Hon. Coun. Palabrica: "So, 1 Million a year, until the projects completed?"

Atty. Alvin Balagbag: "Yes po, so the cost of the project and the cost of activities ng MMT ay mababawasan at mababawasan po ito dahil per dine nila at sa mga activities nila, i re replenish po namin at mag gegenerate po ng enough fund para magamit, hindi po siya mag zezero."

Hon. Coun. Palabrica: "For the record, gusto lang nating malaman, is it will be charged later to the LGU Bacoor or to be shouldered by our Private Partner, Diamond Corporation?"

Atty. Alvin Balagbag: "Your honor it is shouldered ng Private Partner as per agreement po."

Hon. Coun. Reynaldo Palabrica: "Kasi as stated in agreement if I'm correct, it is stated in PPP (Private-Public Partnership) agreement natin, all finances will be shouldered by Private Proponent."

Atty. Alvin Balagbag: "Tama po wala pong gastos ang City of Bacoor kaya ito po ay obligasyon ng private proponent so wala pong public funds dito na involve."

Hon. Coun. Reynaldo Palabrica: "Thank you Atty., and thank you Konsi."

Hon. Coun. Rogelio Nolasco: "Konsi Alde?"

Hon. Coun. Alde Pagulayan: "In creation of Environmental Management Fund is stipulated under the conditions of the ECC that was granted to us by DENR is that right?"

Atty. Alvin Balagbag: "Yes po, it is right."

Hon. Coun. Alde Pagulayan: "And we saw from both Diamond and Frabelle, you will be creating 2 accounts?"

Atty. Alvin Balagbag: "Yes Sir."

Hon. Coun. Alde Pagulayan: "And, as in for personal compromise of those 2 accounts that would be on the part of LGU, aside from the fact that, the Mayor will be going to sign on the LGU side?"

Atty. Alvin Balagbag: "The LGU represented by the Mayor as part of the Committee."

Hon. Coun. Alde Pagulayan: "The Committee of this fund will be under the direct supervision of the private partner?"



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Atty. Alvin Balagbag: "Yes Sir and we will also inform the disbursement to be approved by the PENRO, and whatever disbursement approved by the Mayor, every day we will present the same to the Mayor."

Hon. Coun. Alde Pagulayan: "So, what you are trying to tell us, this is just a procedural matter that has to be complied by the local government and you need the Sanggunian to approve the petition of the fund which should be created by the Private Proponents?"

Atty. Alvin Balagbag: "Yes Sir."

Hon. Coun. Reynaldo Palabrica: "Follow up question lang Mr. Chairman, malinaw kanina na kayo gagastos? Thank you very much, kasi wala naman sa budget natin yan. Pag open ng account for this particular purpose, kanino nakapangalan yun?"

Atty. Alvin Balagbag: "Yun na nga po ang kailangang under ng Frabelle at Diamond po, hindi kasi natin kailangang gamitin ang name ng City of Bacoor."

Hon. Coun. Reynaldo Palabrica: "Kaya nga nililinaw natin and again, this is first subject for the approval of the Mayor. Thank you Mr. Chair."

Hon. Coun. Alde Pagulayan: "Follow up question din, Atty. Alvin, you said a while ago, that is the reason why you prefer that all TRE recommended by the council initiated or owned by legal Private proponent. Parang hindi na siya tiwala doon siguro doon sa proponent na nag open. So, yung advise ba ng TRE na yun sa proponent na nakapag bukas ng account, meron bang papel na pwede nating pagbasihan or kontrata o choice not violating any?"

Atty. Alvin Balagbag: "Yes Sir, we will not violating, actually, based on the hearing last MMT, that was the advice, may last minutes naman po. And for the information po of the council, Pasay reclamation projects is doing the same. They recognize naman po yung LGU na magbubukas ng account, ang ginawa po same procedure din noong private developer ang nag open ng account. And yung disbursement naman po as per approval ng LGU and PENRO. So, the carrying parties meron tayong Administrator, we cannot do anything without the approval from the PENRO and LGU."

Hon. Coun. Alde Pagulayan: "Nakasulat sa minutes ito? Therefore, the main purpose of this meeting of Committee Chairman Coun. Bok Nolasco, who will be drafting Committee report kung kailanganin ang copy of Minutes of Meeting for the basis of this approval so, to you guys, can you replenish the Committee Chairman the copy of previous minutes of meeting conducted by the Council that would be very beneficial to us."

Atty. Alvin Balagbag: "Yes po, let me clarify the minutes where it was created in Bacoor and we will provide that as long as it is ready we will ask the minute's po."



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Hon. Coun. Nolasco: "Kalian mo po Atty. pwedeng i furnish ang copy ng minutes?"

Atty. Alvin Balagbag: "Sir, in the panel available the minute's po, kasi last lang ito nangyari we will inform this committee as long it is ready."

Hon. Coun. Adrielito Gawaran: "Atty. Natanong lang ng mga kasama ko, wala kaming gagastusin, lahat ng gastusin tungkol sa request nyo ay shoulder nyo kasi kayo ang developer at hindi magkakaroon ng problema ang City ng Bacoor tama po ba o mali?"

Atty. Alvin Balagbag: "Tama po, wala po, lahat po ng gagastusin ng MMT sa pag momonitor ng project like transportation, meeting, per dine, honoraria doon po manggagaling sa pondo. Pero ang approval po ng disbursement ay manggagaling sa PENRO and the Mayor."

Hon. Coun. Adrielito Gawaran: "Sa makatuwid po hindi po liable ang City Government, SP Councils at Department Heads at clarong claro lahat at aayusing lahat ang request nyo para masagot namin. Salamat po."

Hon. Coun. Rogelio Nolasco: "Eto po ang ating Legal, Atty.."

Atty. Marius D. Sumira: "Magandang hapon po sa lahat, nagkita na po kami ni Atty. last Wednesday, last week, at na discuss nya na hindi pa sila nakakapag submit ng report sa EMB kasi hindi pa sila nakakapag establish ng account para doon sa fund. As far as the City Legal is concern, wala naman po tayong obligasyon dito at sila pong bahala sa lahat ng gagastusin sa operation nila at kinakailangan lang yung sa mga attendees hindi lang po lahat dito gagawin yung iba sa ibang lugar po. As far as in Legal po we support this agenda para po matuloy na yung pagpapasa sa EMB."

Atty. Jessie A. Salvador: "Thank you Mr. Chair, Isang question lang po para din po sa enlightenment ng lahat nabanggit mo kanina na the Specific amount intended for the parties po na Php 500,000.00. Is it for both project? May we know kung mayroon po bang basis yung amount or is it proportional ba? Meaning kasi 2 project magkaiba ng magnitude kasi yung isa ilang 100 hectares and the other is different. For the purposes po na maintindihan din on how to be arrived on that amount baka po pwedeng paki explain po. And the second one Mr. Chair, may we know po para sa kaalaman ng lahat kung ano ano ang mga particular na gastusin allowed na gamitin ito?"

Atty. Alvin Balagbag: "Thank you for that assessor, no.1. yung pong amount na iyon is indicated in the manual ng operations approved by the MMT. So, yung amount na yun is the template amount of all projects. Yung account naman pong iyon is enough to disburse the activities not really exactly the cost of the percentage arise how much the project is, this is for the activities to be conducted for the MMT, this is personel. So, yung time naman po na para sa kanila, ganun din specifically ito po ay para sa gastusin ng MMT sa pag momonitor ng project natin, sa Honoraria, Transportation, per dine, food, Photocopy expenses. Yun po, ito po ang mga pag gagamitan ng pondong ito."



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Hon. Coun. Reynaldo Palabrica: "Follow up lang Mr. Chairman, So yung Php 250,000.00 per quarter per project ba hindi lump sum?"

Atty. Alvin Balagbag: "Opo Php 250,000.00 per project."

Hon. Coun. Rogelio Nolasco: "Sa atin pong Budget, ano po ang comment nyo doon?"

Ms. Elvinia Guerrero: "Base po sa explanation ni Atty. Alvin ito po ay isang special environmental fund, hindi po sila mag rereflect sa budget or sa financial statement, hindi po rin siya dadaan sa Accounting office of City Government of Bacoor ang tanging participation lang ng City ay approval ng LGU."

Hon. Coun. Rogelio Nolasco: "Thank you Mam, any other opinion?"

Hon. Coun. Alde Pagulayan: "Motion for the approval of endorsing the request of Diamond Export Corporation and Frabelle Fishing Corporation for the creation of EMF and EGF to be approved."

The hearing adjourned at **2:23 P.M.**

Prepared by:

EDGARDO B. NOLASCO
Staff Clerk

Attested by:

Hon. Coun. ROGELIO M. NOLASCO
Presiding Officer
Chairman Committee on Budget, Finance and Appropriations

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COMMITTEE/S		TITLE OF PROPOSED MEASURE	CONTROL NUMBER
<p>Committee on Finance, Budget and Appropriation</p> <p>Committee on Housing and Land Utilization and Urban Development</p> <p>Committee on Environment and Natural Resources</p>		<p>PCR-177-2023 - LETTER ENDORSING THE REQUEST OF DIAMOND EXPORT CORPORATION PRESIDENT, ENGR. AUGUSTO C. NATIVIDAD REGARDING THE CREATION OF AN ENVIRONMENTAL MANAGEMENT FUND AND ENVIRONMENTAL GUARANTEE FUND FOR THE 100 HECTARE DIAMOND RECLAMATION AND DEVELOPMENT PROJECT.</p> <p>PCR-178-2023 - LETTER ENDORSING THE REQUEST OF FRABELLE FISHING CORPORATION MANAGING DIRECTOR, MS. FRANCESCA L. DE JESUS REGARDING THE CREATION OF AN ENVIRONMENTAL MANAGEMENT FUND AND ENVIRONMENTAL GUARANTEE FUND FOR THE 90 HECTARE AND 230 HECTARE BACOOR RECLAMATION AND DEVELOPMENT PROJECT.</p>	<p>PCR-177-2023</p> <p>And</p> <p>PCR-178-2023</p>
V E N U E	<p>Session Hall 2nd floor Sangguniang Panlungsod</p>		<p>D A T E / T I M E</p> <p>January 19, 2023</p> <p>2:00 P.M.</p>

**ATTENDANCE OF HEARING
NO. FBA-104-S-2023 and FBA-105-S 2023**

ATTENDANCE OF HEARING NO NOS. FBA-104-S-2023 and FBA-105-S-2023 LETTER ENDORSING THE REQUEST OF DIAMOND EXPORT CORPORATION AND FRABELLE FISHING CORPORATION FOR THE CREATION OF ENVIRONMENTAL MANAGEMENT FUND AND GUARANTEE FUND FOR RECLAMATION AND DEVELOPMENT PROJECT.



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COMMITTEE/S		TITLE OF PROPOSED MEASURE	CONTROL NUMBER	
<p>Committee on Finance, Budget and Appropriation</p> <p>Committee on Housing and Land Utilization and Urban Development</p> <p>Committee on Environment and Natural Resources</p>		<p>PCR-177-2023 - LETTER ENDORISING THE REQUEST OF DIAMOND EXPORT CORPORATION PRESIDENT, ENGR. AUGUSTO C. NATIVIDAD REGARDING THE CREATION OF AN ENVIRONMENTAL MANAGEMENT FUND AND ENVIRONMENTAL GUARANTEE FUND FOR THE 100 HECTARE DIAMOND RECLAMATION AND DEVELOPMENT PROJECT.</p>	<p>PCR-177-2023</p> <p>And</p> <p>PCR-178-2023</p>	
<p>VENUE</p>	<p>Session Hall 2nd floor Sangguniang Panlungsod</p>	<p>PCR-178-2023 - LETTER ENDORISING THE REQUEST OF FRABELLE FISHING CORPORATION MANAGING DIRECTOR, MS. FRANCESCA L. DE JESUS REGARDING THE CREATION OF AN ENVIRONMENTAL MANAGEMENT FUND AND ENVIRONMENTAL GUARANTEE FUND FOR THE 90 HECTARE AND 230 HECTARE BACOR RECLAMATION AND DEVELOPMENT PROJECT.</p>	<p>DATE/TIME</p>	<p>January 19, 2023 2:00 P.M.</p>

NOTICE OF JOINT COMMITTEE HEARING (RECEIVING COPY)
NO. FBA-104-S-2023 and FBA-105-S-2023



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COMMITTEE/S		TITLE OF PROPOSED MEASURE	CONTROL NUMBER	
Committee on Finance, Budget and Appropriation Committee on Environment and Natural Resources Committee on Housing, Land Utilization and Urban Development		PCR-177-2023 - LETTER ENDORSING THE REQUEST OF DIAMOND EXPORT CORPORATION PRESIDENT ENGR. AUGUSTO C. NATIVIDAD REGARDING THE CREATION OF AN ENVIROMENTAL MANAGEMENT FUND AND ENVIRONMENTAL GUARANTEE FUND FOR THE 100-HECTARE DIAMOND RECLAMATION AND DEVELOPMENT PROJECT.	PCR-177-2023	
V E N U E	Session Hall, Sangguniang Panlungsod Bacoor City, Cavite		D A T E / T I M E	January 19, 2023 2:00 PM

JOINT COMMITTEE REPORT NO. FBA-104-2023

Referred to the Joint Committee on the 25th Regular Session is the above-captioned subject matter for appropriate action and recommendation.

The issue on the subject matter is the mandatory obligation in the placement and creation of Environmental Guarantee Fund (EGF) and the replenishable Environmental Management Fund (EMF) as provided under Presidential Decree No.1586 and in the general conditions of the Environmental Compliance Certificate issued to the LGU-Bacoor by the Environment Management Bureau (EMB) of the Department of Environment and Natural Resources (DENR) being the proponent of Bacoor Reclamation Project.

A Joint Committee hearing was conducted by all of the honorable members of the three committees and attended by the resource persons, namely, Atty. Marius D. Sumira, Atty. Jessie A. Salvador and Salve Valenciano, representing the Office of the

JOINT COMMITTE REPORT NO. FBA-104-S-2023- LETTER ENDORSING THE REQUEST OF DIAMOND EXPORT CORPORATION PRESIDENT ENGR. AUGUSTO C. NATIVIDAD REGARDING THE CREATION OF AN ENVIROMENTAL MANAGEMENT FUND AND ENVIRONMENTAL GUARANTEE FUND FOR THE 100-HECTARE DIAMOND RECLAMATION AND DEVELOPMENT PROJECT.



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City Legal Service and Ms. Elvinia Guerrero, Head of the City Budget Office, all of Bacoor City.

The Diamond Export Corporation and Frabelle Fishing Corporation was represented by a legal counsel, Atty. Alvin Balagbag.

Honorable Councilor Rogelio M. Nolasco read the letter dated November 22, 2022 of Diamond Export Corporation addressed to the City Mayor, Honorable Strike B. Revilla, inviting his attention on the subject matter with a request for assistance in the creation/setting up of account for the required environmental funds.

The legal counsel was then requested to explain and clarify the subject of the letter.

On that juncture, Honorable Councilor Reynaldo D. Palabrica and Honorable Councilor Alde Pagulayan manifested and argued on the same opinion that the City Government of Bacoor as appearing to be the proponent of the reclamation project has no idea on the said creation of funds nor there is an approved budget for the same, and that such mandatory requirement should be an obligation on the part of the developers, the Diamond Export Corporation and Frabelle Fishing Corporation.

Atty. Alvin Balagbag clarified and explained that the letter sent to the City Mayor is only to officially notify the City Government of Bacoor of said mandatory requirement and for the approval of the setting up of the account by the Diamond Export Corporation together with Frabelle Fishing Corporation for the Environmental Guarantee Fund on which said account will be placed under the Company names, including the setting up of a replenishable Environmental Management Fund in the amount of Php500,000.00 every semester of the year until the project is completed at no cost to the city government.

The legal counsel further explained that the disbursement of the Environmental Management Fund for the Management Monitoring Team (MMT) shall be under the control and approval of the Provincial Environment and Natural Resources Office (PENRO) and LGU-Bacoor.

For further verification and notation of the Honorable Members of the Joint Committee, Honorable Adrielito Gawaran asked Atty. Balagbag to repeat the explanation he stated particularly the setting up of the two accounts in compliance with the mandatory requirement of the Environment Management Buereau in the issuance of

JOINT COMMITTEE REPORT NO. FBA-104-S-2023- LETTER ENDORSING THE REQUEST OF DIAMOND EXPORT CORPORATION PRESIDENT ENGR. AUGUSTO C. NATIVIDAD REGARDING THE CREATION OF AN ENVIROMENTAL MANAGEMENT FUND AND ENVIRONMENTAL GUARANTEE FUND FOR THE 100-HECTARE DIAMOND RECLAMATION AND DEVELOPMENT PROJECT.



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Environmental Compliance Certificates on which the said compliance shall be at no cost to the City Government of Bacoor.

The resource persons from the City Government of Bacoor commented and interposed no objections on the creation of the environmental funds with the account under the names of Diamond Export Corporation and Frabelle Fishing Corporation.

RECOMMENDATION:

In view of the foregoing, the Honorable Members of the Joint Committee hereby recommend **TO APPROVE** the Resolution for the creation of an Environmental Guarantee Fund and Environmental Management Fund by the Diamond Export Corporation and Frabelle Fishing Corporation in compliance with the provisions of Presidential Decree No. 1586 involving the Bacoor Reclamation Project at no cost to the City Government of Bacoor.

WE HEREBY CERTIFY that the contents of the foregoing report are true and correct.


Signed this day of January 2023 at the City of Bacoor, Cavite.

THE COMMITTEE ON FINANCE, BUDGET AND APPROPRIATION


HON. COUN. ROGELIO M. NOLASCO
Chairman

(Acting Vice Mayor)
HON. COUN. CATHERINE S. EVARISTO
Vice Chairperson


HON. COUN. REYNALDO D. PALABRICA
Member


HON. COUN. VICTORIO L. GUERRERO, JR.
Member

JOINT COMMITTEE REPORT NO. FBA-104-S-2023- LETTER ENDORSING THE REQUEST OF DIAMOND EXPORT CORPORATION PRESIDENT ENGR. AUGUSTO C. NATIVIDAD REGARDING THE CREATION OF AN ENVIROMENTAL MANAGEMENT FUND AND ENVIRONMENTAL GUARANTEE FUND FOR THE 100-HECTARE DIAMOND RECLAMATION AND DEVELOPMENT PROJECT.



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THE COMMITTEE ON ENVIRONMENT AND NATURAL RESOURCES


HON. COUN. LEVY M. TELA
Chairman


HON. COUN. REYNALDO M. FABIAN
Vice Chairman

THE COMMITTEE ON HOUSING, LAND UTILIZATION, AND URBAN
DEVELOPMENT


HON. COUN. ALDE JOSELITO F. PAGULAYAN
Chairman


HON. COUN. ADRIELITO G. GAWARAN
Vice Chairman


HON. COUN. SIMPLICIO G. DOMINGUEZ
Member

Prepared by:


ROBERTO A. DE GUZMAN
Local Legislative Staff Assistant I

JOINT COMMITTEE REPORT NO. FBA-104-S-2023- LETTER ENDORSING THE REQUEST OF DIAMOND EXPORT CORPORATION PRESIDENT ENGR. AUGUSTO C. NATIVIDAD REGARDING THE CREATION OF AN ENVIROMENTAL MANAGEMENT FUND AND ENVIRONMENTAL GUARANTEE FUND FOR THE 100-HECTARE DIAMOND RECLAMATION AND DEVELOPMENT PROJECT.



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JOINT COMMITTEE REPORT NO. FBA-105-2023

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A Joint Committee hearing was conducted by all of the honorable members of the three committees and attended by the resource persons, namely, Atty. Marius D. Sumira, Atty. Jessie A. Salvador and Salve Valenciano representing the Office of the

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City Legal Service and Ms. Elvinia Guerrero, Head of the City Budget Office, all of Bacoor City.

The Frabelle Fishing Corporation and Diamond Export Corporation was represented by a legal counsel, Atty. Alvin Balagbag.

Honorable Councilor Rogelio M. Nolasco read the letter dated November 22, 2022 of Frabelle Fishing Corporation addressed to the City Mayor, Honorable Strike B. Revilla, inviting his attention on the subject matter with a request for assistance in the creation/setting up of accounts for the required environmental funds.

The legal counsel was then requested to explain and clarify the subject of the letter.

On that juncture, Honorable Councilor Reynaldo D. Palabrica and Honorable Council Alde Pagulayan manifested and argued on the opinion that the City Government of Bacoor as appearing to be the proponent of the reclamation project has no idea on the said creation of funds nor there is an approved budget for the same, and that such requirement should be an obligation on the part of the developers, the Diamond Export Corporation. And Frabelle Fishing Corporation.

Atty. Alvin Balagbag clarified and explained that the letter sent to the City Mayor is only to officially notify the City Government of Bacoor of said mandatory requirement and for the approval of the setting up of the account by the Frabelle Fishing Corporation together with Diamond Export Corporation for the Environmental Guarantee Fund on which said account will be placed under the Company names, including the setting up of a replenishable Environmental Management Fund in the amount of Php500,000.00 every semester of the year until the project is completed at no cost to the city government.

The legal counsel further explained that the disbursement of the Environmental Management Fund for the Management Monitoring Team (MMT) shall be under the control and approval of the Provincial Environment and Natural Resources Office (PENRO) and LGU-Bacoor.

For further verification and notation of the Honorable Members of the Joint Committee, Honorable Adrielito Gawaran asked Atty. Balagbag to repeat the explanation he stated particularly the setting up of the two accounts in compliance with the mandatory requirement of the Environment Management Bureau in the issuance of

JOINT COMMITTEE REPORT NO. FBA-000-S-2023- LETTER ENDORSING THE REQUEST OF FRABELLE FISHING CORPORATION MANAGING DIRECTOR, MS. FRANCESCA I. DE JESUS REGARDING THE CREATION OF AN ENVIRONMENTAL MANAGEMENT FUND AND ENVIRONMENTAL GUARANTEE FUND FOR THE 90-HECTARE AND 230-HECTARE BACOR RECLAMATION AND DEVELOPMENT PROJECT.



Republic of the Philippines
Province of Cavite
City of Bacoor

5th SANGGUNIANG PANLUNGSOD

Environmental Compliance Certificates on which the said compliance shall be at no cost to the City Government of Bacoor.

The resource persons from the City Government of Bacoor commented and interposed no objections on the creation of the environmental funds with the account under the names of Diamond Export Corporation and Frabelle Fishing Corporation.

RECOMMENDATION:

In view of the foregoing, the Honorable Members of the Joint Committee hereby recommend **TO APPROVE** the Resolution for the creation of an Environmental Guarantee Fund and Environmental Management Fund by the Diamond Export Corporation and Frabelle Fishing Corporation in compliance with the provisions of Presidential Decree No. 1586 involving the Bacoor Reclamation Project at no cost to the City Government of Bacoor.

WE HEREBY CERTIFY that the contents of the foregoing report are true and correct.

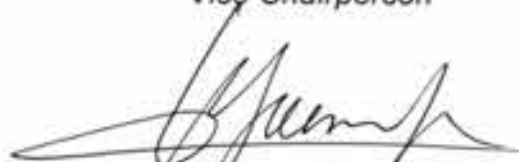
Signed this day of January 2023 at the City of Bacoor, Cavite.

THE COMMITTEE ON FINANCE, BUDGET AND APPROPRIATION


HON. COUN. ROGELIO M. NOLASCO
Chairman

ACTING CITY VICE MAYOR
HON. COUN. CATHERINE S. EVARISTO
Vice Chairperson


HON. COUN. REYNALDO D. PALABRICA
Member


HON. COUN. VICTORIO L. GUERRERO, JR.
Member

JOINT COMMITTEE REPORT NO. FBA-000-S-2023- LETTER ENDORSING THE REQUEST OF FRABELLE FISHING CORPORATION MANAGING DIRECTOR, MS. FRANCESCA I. DE JESUS REGARDING THE CREATION OF AN ENVIROMENTAL MANAGEMENT FUND AND ENVIRONMENTAL GUARANTEE FUND FOR THE 90-HECTARE AND 230-HECTARE BACoor RECLAMATION AND DEVELOPMENT PROJECT.

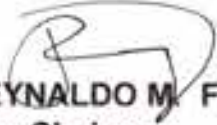


Republic of the Philippines
Province of Cavite
City of Bacoor

5th SANGGUNIANG PANLUNGSOD


THE COMMITTEE ON ENVIRONMENT AND NATURAL RESOURCES



HON. COUN. LEVY M. TELA
Chairman


HON. COUN. REYNALDO M. FABIAN
Vice Chairman

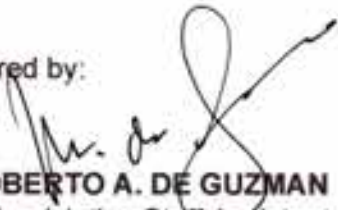
THE COMMITTEE ON HOUSING, LAND UTILIZATION, AND URBAN
DEVELOPMENT


HON. COUN. ALDE JOSELITO F. PAGULAYAN
Chairman


HON. COUN. ADRIELITO G. GAWARAN
Vice Chairman


HON. COUN. SIMPLICIO G. DOMINGUEZ
Member

Prepared by:


ROBERTO A. DE GUZMAN
Local Legislative Staff Assistant I

JOINT COMMITTEE REPORT NO. FBA-000-S-2023- LETTER ENDORSING THE REQUEST OF FRABELLE FISHING CORPORATION MANAGING DIRECTOR, MS. FRANCESCA I. DE JESUS REGARDING THE CREATION OF AN ENVIRONMENTAL MANAGEMENT FUND AND ENVIRONMENTAL GUARANTEE FUND FOR THE 90-HECTARE AND 230-HECTARE BACCOOR RECLAMATION AND DEVELOPMENT PROJECT.



Republic of the Philippines
Province of Cavite
City of Bacoor



PICTURES OF JOINT COMMITTEE HEARING OF FBA-104-S-2023 and FBA-105-S-2023 LETTER ENDORSING THE REQUEST OF DIAMOND EXPORT CORP. and FRABELLE FISHING CORP. FOR THE CREATION OF ENVIRONMENTAL MANAGEMENT FUND AND GUARANTEE FUND FOR RECLAMATION AND DEVELOPMENT PROJECT.



Republic of the Philippines
Province of Cavite

CITY OF BACOOR

Office of the Mayor

November 25, 2022

HON. ROWENA BAUTISTA-MENDIOLA
City Vice Mayor, Bacoor Cavite
Bacoor Government Center
Bacoor, Cavite



Thru: Atty. Khalid Atega Jr.
Sangguniang Panglungsod Secretary

Subject: Endorsement of Letter from Diamond Export Corporation

Dear Hon. Bautista-Mendiola:

I am endorsing herewith the letter, dated November 22, 2022, sent to the undersigned by Engr. Augusto C Natividad, President of Diamond Export Corporation, requesting assistance for the creation of environmental management fund and environmental guarantee fund for the 100 ha Diamond Reclamation and Development Project, for consideration of your good office and members of the Sangguniang Panglungsod.

Attached herewith is the abovementioned letter, including its attachments, for your immediate reference.

Sincerely yours,


STRIKE B. REVILLA
City Mayor

Office of the Mayor
Strike B. Revilla



SBP20221263



Address: Bacoor Government Center, Eastcoast Blvd., Oray, Bajarana, City of Bacoor, Cavite
 Telephone: 434-0111 Website: www.bacoor.gov.ph



www.bacoor.gov.ph

Reference No. 2022- 3336



Republic of the Philippines
Province of Cavite
CITY OF BACOR
Office of the City Mayor



Date 11/23/22

Endorsement
Report

Follow-up
 Information

Invitation
 Legal

Proposal/Business
 Request/Solicitation

For Approval/Signature
 Others

NGR- AUGUSTO C. NAVIDAD
SECTION OF ENVIRONMENTAL MANAGEMENT FUND AND ENVIRONMENTAL GUARANTEE FUND FOR THE
DO NOT DISTURB RECLAMATION AND DEVELOPMENT PROJECT
WORK:

pu ~~gagap~~ set meeting

Agren

OFFICE OF THE CITY MAYOR CITY OF BACOR, CAVITE	
Ref. no.:	Date:
Received by:	Title:
Name: <u>DANIEL NOBLE</u>	
Contact no. <u>09176059780</u>	
Address: <u>REC NAVIDAD</u>	



DIAMOND EXPORT CORPORATION

1051 NORTH BAY BOULEVARD, NAVOTAS, METRO MANILA 1485, PHILIPPINES
TEL NOS: 281 2909, 283-0994 + FAX NO.: (632) 281-3140

22 November 2022

HON. STRIKE B. REVILLA
City Mayor
City of Bacoor
Malino Boulevard
Bacoor City, Province of Cavite

Re: Creation of Environmental Management Fund and Environmental Guarantee Fund for the 100 ha Diamond Reclamation and Development Project

Dear Mayor Revilla,

In line with the General Condition of Environmental Compliance Certificate issued to our projects, stating that;

" 2. The proponent shall set up the following:

2.1. A readily available and replenishable Environmental Guarantee Fund (EGF) to cover the following expenses:

- a. For further environmental assessment, compensations and/or indemnification for whatever damages to life and property that may be caused by the project;
- b. Rehabilitation and/or restoration of areas affected by the project's implementation; and
- c. abandonment/decommissioning of the project facilities related to the prevention of possible negative impacts; and as a source of fund for contingency and clean-up activities."

and

"2.3. A replenishable Environmental Monitoring Fund (EMF) to cover all costs attendant to the operation of the MMT."

May we request your assistance to set up these accounts in compliance with our ECCs.

Thank you.

Sincerely,

A handwritten signature in black ink, appearing to read 'A. Natividad', is written over a horizontal line.

Eng. Augusto C. Natividad
President



Republic of the Philippines
 Department of Environment and Natural Resources
ENVIRONMENTAL MANAGEMENT BUREAU

DENR Compound, Visayas Avenue, Diliman Quezon City 1100
 Telephone Nos: (632) 927-1517, 928-1726 Fax No: (632) 920-2258
 Website: <http://www.emb.gov.ph>

MAR 05 2020

ECC-CO-1909-0014

Hon. Lani Mercado Revilla
 Mayor
CITY GOVERNMENT OF BACDOR
 Province of Cavite

SUBJECT: ENVIRONMENTAL COMPLIANCE CERTIFICATE

Dear Honorable Mayor Revilla:

This refers to the application of the City Government of Bacoor for an Environmental Compliance Certificate (ECC) that will cover the proposed **100 Hectares Diamond Reclamation and Development Project** located along the Coast of Manila Bay in the waters of Bacoor City.

After satisfying the requirements of the Presidential Decree 1586 and its Implementing Rules and Regulations and upon the recommendation of the Environmental Impact Assessment Review Committee, the Department through this Office has decided to grant an ECC to the above-mentioned project.

With the issuance of the ECC, you are expected to fully implement the measures presented in the EIS intended to protect and mitigate the project's predicted adverse impacts on community health, welfare, and the environment. Environmental considerations shall be incorporated in all phases and aspects of the project.

This Certificate does not create any right nor shall be used as an authorization to implement the project. You may proceed with the implementation only after securing all the necessary and relevant permits from other pertinent Government Agencies. Likewise, the same shall be without prejudice and must be implemented consistent with the subsequent policy of the DENR based on the overall development plan for Manila Bay. Finally, this Office shall be monitoring the project periodically to ensure strict compliance with the stipulations cited in the attached ECC.

Please be guided accordingly.

Very truly yours,

By the Authority of the Secretary:


ENGR. WILFREDO P. CUÑADO
 OIC - Director

MAR 05 2020



cc: DENR CALABARZON
 EMB CALABARZON
 DENR HBDO
 PRA
 MHO

PPA
 Philippine Coast Guard
 DA - BFAK
 DPWH
 DOLE

OGH
 National Museum
 DOT
 Philippine Navy
 PHIVOLCS



ENVIRONMENTAL COMPLIANCE CERTIFICATE
 (Issued pursuant to Presidential Decree No. 1586 and its IRR)

ECC-CO-1909-0024

THIS IS TO CERTIFY THAT THE PROPONENT, *City Government of Bacoor* as represented by its Mayor, *Hon. Lani Mercado Reutila*, is granted this Environmental Compliance Certificate (ECC) for the **100 Hectares Diamond Reclamation and Development Project** located along the Coast of Manila Bay in the territorial jurisdiction of Bacoor City by the Department of Environment and Natural Resources (DENR) through the Environmental Management Bureau (EMB).

SUBJECT ONLY to the conditions and restrictions set in this ECC and in the attached documents labeled as Annexes A and B.

This Certificate is issued with the following details:

PROJECT DESCRIPTION

This Certificate shall cover land reclamation and horizontal land development of a 100-hectare land in Manila Bay area within the jurisdiction of Bacoor City. The project area shall be within the geographical coordinates specified in the project's Environmental Impact Statement (EIS) with the following components:

1. Internal road network
2. Drainage system
3. Containment structures
4. Storm surge protection structures
5. Access ways

This Certificate is issued in compliance with the requirements of Presidential Decree No. 1586 and its Implementing Rules and Regulations. Non-compliance with any of the provisions shall be a sufficient cause for its cancellation and/or imposition of a fine in an amount not to exceed Fifty Thousand Pesos (PhP 50,000.00) for every violation thereof. The Department, however, is not precluded from reevaluating, adding, removing, and correcting any deficiencies or errors that may be found after the issuance of this Certificate.

Issued at DENR, Quezon City, Philippines, this MAR 05 2010.

Recommending Approval:

Approved by the Authority of the Secretary:



ENGR. ESPERANZA A. SAJUL
 Chief, EIA Management Division


ENGR. WILDEN P. CUÑADO
 OIC, Director



STATEMENT OF ACCOUNTABILITY

I, **Hon. Lani Mercado Revilla**, Mayor representing Bacoor City as a proponent of this 100 Hectares Diamond Reclamation and Development Project located along the Coast of Manila Bay in the territorial jurisdiction of Bacoor City, take full responsibility in complying with all conditions contained in this Environmental Compliance Certificate (ECC).



Signature

TIN _____

Subscribed and sworn to before me in this _____, the above-named affiant taking oath presenting his _____ No. _____ issued on _____ at _____.

Signature of Administering Officer

Doc. No. 389
Page No. 78
Book No. 1
Series of 20 10

ATTY. JESSIE A. SALVADOR, CE
IN-CHARGE PUBLIC
COMMISSIONER, 3/F 13th LANE, 11th FLOOR 2638
RD., DE ATORNEY'S HILL 7112B
PTR No. 20053 37, 38, 39B BACOR CITY, CAVITE
REP. No. 0086: 07, 08, 09B, 09C CHAPTER 12, 13
LOCAL GOVERNMENT NO. 26-028073, LEGAL 14 APR 2022

1. ENVIRONMENTAL MANAGEMENT

All commitments, mitigating measures and monitoring requirements, especially those contained in the Environmental Impact Statement (EIS), particularly in the Environmental Management and Monitoring Plans (EMMoPs), shall be instituted to minimize any adverse impact to the environment throughout the project implementation including among others the following, to wit:

Activity	Impacts	Mitigating Measures	Target Performance/ Efficiency
Dredging Operations			
Dredging activity	Increase in turbidity	Installation of silt curtains around the dredging vessel and/or dredging area	100% No turbidity outside the silt curtain
	Generation of dredged materials	Provision of spoil site or hire a third party to handle the dredged material	100% dredged material is hauled/managed
Reclamation Activity			
Filling the project area with reclamation materials	Increase in turbidity	Installation of a silt curtain surrounding the area to be filled with reclamation materials	100% No turbidity outside the silt curtain
Stabilization of reclaimed land			
Stabilization and maintenance of reclaimed land	Potential flooding 1. Aggravation of flooding of nearby areas 2. Coastal flooding caused by extreme storm surge	Provision of at least 50m wide and -3m MSL deep channel between the coastline and reclamation profile to ensure that no flooding will occur in the area	100% no flooding within the area and vicinity
	Potential soil erosion and run-off due to heavy rainfall resulting in the turbidity of Manila Bay	Siltation/ sediment ponds, storm drainage system, concrete culverts, and other flood and erosion control measures shall be provided	100% No erosion, run-off, and turbidity within the vicinity of the area
	Dust from open areas	Planting of extensive vegetative cover in order to increase sediment amalgamation capacity and soil compacting aided by stabilization of areas where earth moving has been completed	100% Compliance with Ambient Air Quality Standards
Construction of road networks and drainage system	Generation of construction debris (including solid wastes)	Segregation and proper storage of construction debris (including solid wastes) to be hauled by a contractor	100% hauled/collected by the third party
	Generation of domestic wastewater	Personnel stationed at the reclaimed land will be provided with on-site portable toilets and washrooms.	100% collected by third party waste treater

		Collection and disposal will be done by an accredited third-party waste treater	
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II. GENERAL CONDITIONS

1. The operations shall conform to the provisions of RA 6969 "Toxic Substances and Hazardous and Nuclear Wastes Control Act of 1990", RA 8749 "Philippine Clean Air Act of 1999", RA 9003 "Ecological Solid Waste Management Act of 2000", and RA 9275 "Philippine Clean Water Act of 2004" and other relevant policies, rules, and regulations;
2. The proponent shall set up the following:
 - 2.1 A readily available and replenishable Environmental Guarantee Fund (EGF) to cover the following expenses:
 - a) for further environmental assessments, compensations and/or indemnification for whatever damages to life and property that may be caused by the project;
 - b) rehabilitation and/or restoration of areas affected by the project's implementation; and
 - c) Abandonment/decommissioning of the project facilities related to the prevention of possible negative impacts; and as a source of fund for contingency and clean-up activities.
 - 2.2 A Multi-partite Monitoring Team (MMT) composed of representative(s) from the concerned local environmental Non-Government Organization (NGO), the Manila Bay Coordinating Office, PAGASA, DPWH, and other concerned government agencies shall be organized consistent with DAO 2017-15 and DAO 2018-18. The MMT shall primarily oversee and report to EMB Central Office the proponents' compliance with its commitment and EMP/EMMoP as contained in the EIS documents; and
 - 2.3 A replenishable Environmental Monitoring Fund (EMF) to cover all costs attendant to the operation of the MMT.

The amount and mechanics of the EGF, EMF and the establishment of the MMT shall be determined by the EMB Central Office and the proponent in consultation with the EMB National Capital Region through a Memorandum of Agreement (MOA) which shall be submitted to this Office one (1) year prior to project construction.

3. An Environmental Unit (EU) shall be established to completely handle the environment-related aspects of the project in addition to the monitoring requirements as specified in the Environmental Management Plan (EMP)/Environmental Monitoring Plan (EMoP). The EU shall:
 - 3.1 Monitor actual project impacts vis-a-vis the predicted impacts and management measures in the EIS;
 - 3.2 Ensure that monitoring and submission of reports thru Online to EMB (Central Office and NCR) are carried out as required;
 - 3.3 Submit Demobilization Plan one (1) year prior to the completion of reclamation activity. It shall include clean-up measures;
 - 3.4 Conduct a continuing consultation with the stakeholders in updating EMP and EMoP that may include necessary baseline

data, geohazard, disaster risk reduction and management and ground settlement monitoring of the reclaimed area.

4. Undertake an effective and continuing Information, Education and Communication (IEC) Program to inform and educate all stakeholders, especially local residents, employees of commercial and government establishments within the site and vicinity, on the project's mitigating measures embodied in its EIS and the conditions stipulated in this Certificate;
5. Provide and undertake a detailed Social Development Program (SDP) based on the framework submitted in the EIS and shall be submitted within ninety (90) days prior to project construction;
6. Submit a reforestation and carbon sink program using endemic/indigenous species to mitigate greenhouse gas (GHG) emissions in line with the DENR's thrust on GHG emission reduction programs within ninety (90) days prior to project construction. The program's status of implementation shall be submitted as part of its compliance monitoring report;
7. Submit within six (6) months prior to project implementation the dredging and reclamation methodology based on the Detailed Engineering Design including its corresponding impact and management measures;
8. Ensure that its contractors and subcontractors appropriately comply with the relevant conditions of this Certificate including those relevant regulations covering the entire activity for the proposed project;

III. RESTRICTIONS

9. A separate ECC shall be secured for the following:
 - a. Source of reclamation materials;
 - b. Vertical development as required under Section 14 of the DAO 2018-14;
10. No waste shall be disposed to the Manila Bay;
11. No other activities shall be undertaken other than what was stipulated in this Certificate. Expansion of the project/construction of other structures or any change in the activity beyond those stated in the Project Description shall be subject to a new Environmental Impact Assessment; and
12. Transfer of Ownership of this project carries the same conditions and restrictions for which written notification must be made by herein grantee to EMB within fifteen (15) days from such transfer.

PROJECT ASSESSMENT PLANNING TOOL


For the assistance of the Proponent and Government agencies concerned in the management of the project and for better coordination in mitigation of the impact of the project on its surrounding areas and to the environment. The EMB recommends the following to the parties and authorities concerned for proper appreciation and action.

OTHER REGULATORY REQUIREMENTS	RESPONSIBLE AGENCY
1. Proponent needs to comply with:	
a. Sanitation Code of the Philippines	Department of Health
b. Labor Code of the Philippines including occupational health and safety standards	Department of Labor and Employment
c. Building Structures, Drainage and Flood Control System, Reclamation practices in accordance with the National Building Code of the Philippines	Department of Public Works and Highways and LGU-City Planning and Development Office
d. Solid Waste Management System	LGU
2. Secure Notice to Proceed (Reclamation) prior to project implementation	Philippine Reclamation Authority (PRA)
3. Secure Area Clearance for the proposed Reclamation Project	DENR
4. Submission of Engineering Geological and Geohazard Assessment Report	MGB
ENVIRONMENTAL PLANNING RECOMMENDATIONS FOR THE PROPONENT	
5. Duly signed Agreement among the concerned LGUs, proponents and the contractors reflecting the actual project coordinates vis a vis the Cavite Reclamation Project by the Province of Cavite as approved by the PRA.	
6. The proponent shall coordinate prior to the initial stage of project implementation on the assessment of the presence of artifacts following the rules and protocols of the concerned agencies, i.e. National Museum - Cultural Properties Division, National Historical Commission of the Philippines - Historic Preservation Division and Philippine Navy for artifacts and bombs.	
7. The proponent shall secure approval of its project Oil Spill Contingency Plan from the Philippine Coast Guard (PCG) prior to project implementation.	
8. Development of a Coastal and Marine Ecosystem Management Program in coordination with the DENR-BMB and the mandamus agencies. The program shall also consider the following: <ul style="list-style-type: none"> • Operational Plan for the Manila Bay Coastal Strategy; and • Supreme Court Writ of Continuing Mandamus for the cleanup of Manila Bay 	
9. Development and implementation of Biodiversity Assessment and Monitoring System/Program as well as analysis in coordination with the Biodiversity Management Bureau (BMB) and Bureau of Fisheries and Aquatic Resources (BFAR).	
10. Observed the appropriate buffer zone as provided by the DAO 2019-05 "Implementing Rules and Regulations of RA 7586, or the National Integrated Protected Areas System (NIPAS) Act of 1992, as Amended by RA 11038, or	

<i>the Expanded NIPAS Act of 2018</i> so not to cause significant impacts to the existing Las Piñas Protected Habitat.
11. Coordinate with the Philippine Coast Guard and Maritime Industry Authority (MARINA) on for sea traffic/ navigation.
12. Preference of employment shall be given to qualified local residents. Adequate public information on jobs available for local residents in the affected areas shall be provided.
13. An independent third party shall be commissioned to undertake an environmental audit and submit a report every three (3) years. The result of third-party environmental audit, including auditing of risks and hazards of the Project, shall be submitted to EMB Central Office.
14. The proponent shall ensure that no mangroves will be harvested/cut within the impact areas.
15. The proponent shall coordinate with other concerned Government Agencies in the management of the project prior to implementation.

For the dissemination and proper action of the agencies concerned.


ENGR. ESPERANZA A. SAJUL
 Chief, EIA Management Division


ENGR. WILLIAM P. CUÑADO
 OIC - Director

O.P. No. 23960363
 Date 09/03/2019
 Processing Fee Php. 10,000.00

Environmental Compliance Certificate
 100 Hectare Demand Reclamation and Development Project



Republic of the Philippines
Province of Cavite

CITY OF BACOOR

Office of the Mayor

November 25, 2022

HON. ROWENA BAUTISTA-MENDIOLA
City Vice Mayor, Bacoor Cavite
Bacoor Government Center
Bacoor, Cavite



Thru: Atty. Khalid Atega Jr.
Sangguniang Panlungsod Secretary

Subject: Endorsement of Letter from Frabelle Fishing Corp.

Dear Hon. Bautista-Mendiola:

I am endorsing herewith the letter, dated November 22, 2022, sent to the undersigned by Francesca L. de Jesus, Managing Director of Frabelle Fishing Corporation, requesting assistance for the creation of environmental management fund and environmental guarantee fund for the 90 ha and 230 ha Bacoor Reclamation and Development Project, for consideration of your good office and members of the Sangguniang Panlungsod

Attached herewith is the abovementioned letter, including its attachments, for your immediate reference.

Sincerely yours,


STRIKE B. REVILLA
City Mayor

Office of the Mayor
Strike B. Revilla



58220221262



Reference No. 2022-3537



Republic of the Philippines
Province of Cavite
CITY OF BACDOR
Office of the City Mayor



Date 11/29/22

- Endorsement
- Report
- Follow-up
- Information
- Invitation
- Legal
- Proposal/Business
- Request/Solicitation
- For Approval/Signat
- Others

FRANCESCA DE JESUS

~~CREATION OF ENVIRONMENTAL MANAGEMENT FUND AND ENVIRONMENTAL GUARANTEED FUND FOR THE BACDOR REGENERATION AND DEVELOPMENT PROJECT & 2ND FID BACDOR REGENERATION AND DEVELOPMENT PROJECT~~
Remarks: PROJECT.

plg act meeting

asa



Frabelle FISHING CORPORATION

10511 NORTH BAY BOULEVARD
TAYOGUET METRO UNILA PHILIPPINES

22 November 2022

HON. STRIKE B. REVILLA
City Mayor
City of Bacoor
Molino Boulevard
Bacoor City, Province of Cavite

Re: Creation of Environmental Management Fund and Environmental Guarantee Fund for the 90 ha Bacoor Reclamation and Development Project & 230 ha Bacoor Reclamation and Development Project

Dear Mayor Revilla

in line with the General Condition of Environmental Compliance Certificate issued to our projects, stating that;

- " 2. *The proponent shall set up the following:*
- 2.1. *A readily available and replenishable Environmental Guarantee Fund (EGF) to cover the following expenses:*
 - a. *For further environmental assessment, compensations and/or indemnification for whatever damages to life and property that may be caused by the project;*
 - b. *Rehabilitation and/or restoration of areas affected by the project's implementation; and*
 - c. *abandonment/decommissioning of the project facilities related to the prevention of possible negative impacts; and as a source of fund for contingency and clean-up activities."*

and

"2.3. A replenishable Environmental Monitoring Fund (EMF) to cover all costs attendant to the operation of the MMT."

May we request your assistance to set up these accounts in compliance with our ECCs.

Thank you.

Sincerely


Francisco L. De Jesus
Managing Director



Republic of the Philippines
 Department of Environment and Natural Resources
 ENVIRONMENTAL MANAGEMENT BUREAU
 DENR Complex, Manila Avenue, Diliman, Quezon City 1106
 Telephone: (639)9791-1111, 9791-1000, 9791-1002, 9791-2000
 Facsimile: (639)9791-2000, 9791-2001, 9791-2002

DEC 21 2020

ECC-CO-1909-0023

Hon. Lani Mercado Revilla
 Mayor
CITY GOVERNMENT OF BACOR
 Province of Cavite

**SUBJECT: AMENDED ENVIRONMENTAL COMPLIANCE CERTIFICATE
 (ECC-CO-1909-0023)**

Dear **Honorable Mayor Revilla**:

This refers to your request to amend the ECC issued last March 05, 2020 to the City Government of Bacoor for an Environmental Compliance Certificate (ECC) to cover the proposed **90 Hectares Bacoor Reclamation and Development Project** located along the Coast of Manila Bay in the waters of Bacoor City.

After satisfying the requirements of the Presidential Decree 1586 and its Implementing Rules and Regulations and upon the recommendation of the Environmental Impact Assessment Review Committee, the Department through this Office has decided to grant an ECC to the above-mentioned project.

With the issuance of this amendment you are expected to fully implement the measures presented in the EIS intended to protect and mitigate the project's predicted adverse impacts on community health, welfare and the environment. Environmental considerations shall be incorporated in all phases and aspects of the project.

This Certificate does not create any right nor shall be used as an authorization to implement the project. You may proceed with the implementation only after securing all the necessary and relevant permits from other pertinent Government Agencies. Likewise, the same shall be without prejudice and must be implemented consistent with the subsequent policy of the DENR based on the overall development plan for Manila Bay. Finally, this Office shall be monitoring the project periodically to ensure strict compliance with the stipulations cited in the attached ECC.

Please be guided accordingly.

Very truly yours,

By the Authority of the Secretary:

ENGR. WILLIAM P. CUÑADO

Director

cc: DENR CALABARZON
 DENR CAGAYAN
 DENR ILOCOS
 DENR MIMAROPA
 DENR NCR
 DENR REGIONAL OFFICE

PPA
 Philippine Coast Guard
 DP - DPWH
 DENR
 DOLE



DEH
 National Museum
 DOT
 Philippine Navy
 PWA/RAILS

Printed on both sides of the paper.



AMENDED ENVIRONMENTAL COMPLIANCE CERTIFICATE
 (Issued pursuant to Presidential Decree No. 1586 and its IRR)

ECC-CO-1909-0023

THIS IS TO CERTIFY THAT THE PROPONENT, *City Government of Bacoor* as represented by its Mayor, **Hon. Lani Mercado Revilla**, is granted this Environmental Compliance Certificate (ECC) for the **90 Hectares Bacoor Reclamation and Development Project** located along the Coast of Manila Bay in the territorial jurisdiction of Bacoor City by the Department of Environment and Natural Resources (DENR) through the Environmental Management Bureau (EMB).

SUBJECT ONLY to the conditions and restrictions set in this ECC and in the attached documents labeled as Annexes A and B.

This Certificate is issued with the following details:

PROJECT DESCRIPTION

The project will involve 90 hectares of land reclamation and horizontal land development.

The project area shall be within the geographical coordinates specified in the project's Environmental Impact Statement (EIS) with the following components:

1. Internal road network
2. Drainage system
3. Containment structures
4. Storm surge protection structures
5. Access ways

This Certificate is issued in compliance with the requirements of Presidential Decree No. 1586 and its Implementing Rules and Regulations. Non-compliance with any of the provisions shall be a sufficient cause for its cancellation and/or imposition of a fine in an amount not to exceed Fifty Thousand Pesos (PhP 50,000.00) for every violation thereof. The Department, however, is not precluded from reevaluating, adding, removing, and correcting any deficiencies or errors that may be found after the issuance of this Certificate.

Issued at DENR, Quezon City, Philippines, this DEC 27 2011

Recommending Approval: Approved by the Authority of the Secretary:

ENGR. ESPERANZA A. SAJUL
 Chief, EIA Management Division

ENGR. WILLIAM P. CUÑADO
 OIC - Director

(Signature of Engr. William P. Cuñado)



I. ENVIRONMENTAL MANAGEMENT

All commitments, mitigating measures and monitoring requirements, especially those contained in the Environmental Impact Statement (EIS), particularly in the Environmental Management and Monitoring Plans (EMMoPs), shall be instituted to minimize any adverse impact to the environment throughout the project implementation including among others the following, to wit:

Activity	Impacts	Mitigating Measures	Target Performance/ Efficiency
Dredging Operations			
Dredging activity	Increase in turbidity	Installation of silt curtains around the dredging vessel	100% no turbidity outside the silt curtain
	Generation of dredged materials	Provision of spoil site subject for a separate ECC application.	100% dredged material is hauled and managed
Reclamation Activity			
Filling the project area with reclamation materials	Increase in turbidity	Installation of silt curtain surrounding the area to be filled with reclamation materials.	100% no turbidity outside the silt curtain
Stabilization of reclaimed land			
Stabilization and maintenance of reclaimed land	Potential flooding: 1. Aggravation of flooding of nearby areas 2. Coastal flooding caused by extreme storm surge	Provision of at least 50m wide and -3m MSL deep channel between the coastline and reclamation profile to ensure that no flooding will occur in the area	100% no flooding within the area and vicinity
	Potential soil erosion and run-off due to heavy rainfall resulting to turbidity of Manila Bay	Siltation/ sediment ponds, storm drainage system, concrete culverts, and other flood and erosion control measures shall be provided	100% no erosion, run-off, turbidity within the vicinity of the area
	Dust from open areas	Planting of extensive vegetative cover in order to increase sediment amalgamation capacity and soil compacting aided by stabilization of areas where earth moving has been completed	100% Compliance with Ambient Air Quality Standards
Construction of road networks and drainage system	Generation of construction debris (including solid wastes)	Segregation and proper storage of construction debris (including solid wastes) to be hauled by a contractor	100% hauled/collected by the third party
	Generation of domestic wastewater	Personnel stationed at the reclaimed land will be provided with on-site portable toilets and wash rooms.	100% collected by third party waste hauler



		Collection and disposal will be done by and accredited third-party waste treater	
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II. GENERAL CONDITIONS

1. The operations shall conform to the provisions of RA 6969 "Toxic Substances and Hazardous and Nuclear Wastes Control Act of 1990", RA 8749 "Philippine Clean Air Act of 1990", RA 9003 "Ecological Solid Waste Management Act of 2000", and RA 9275 "Philippine Clean Water Act of 2004" and other relevant policies, rules and regulations;

2. The proponent shall set up the following:

2.1 A readily available and replenishable Environmental Guarantee Fund (EGF) to cover the following expenses:

a) for further environmental assessments, compensations and/or indemnification for whatever damages to life and property that may be caused by the project;

b) rehabilitation and/or restoration of areas affected by the project's implementation; and

c) Abandonment/decommissioning of the project facilities related to the prevention of possible negative impacts; and as a source of fund for contingency and clean-up activities.

2.2 A Multi-partite Monitoring Team (MMT) composed of representative(s) from the concerned local environmental Non-Government Organization (NGO), the Manila Bay Coordinating Office, PAGASA, DPWH and other concerned government agencies shall be organized consistent with DAO 2017-15 and DAO 2018-18. The MMT shall primarily oversee and report to EMB Central Office the proponents' compliance with its commitment and EMP/EMMoP as contained in the EIS documents; and

2.3 A replenishable Environmental Monitoring Fund (EMF) to cover all costs attendant to the operation of the MMT.

The amount and mechanics of the EGF, EMF and the establishment of the MMT shall be determined by the EMB Central Office and the proponent in consultation with the EMB National Capital Region through a Memorandum of Agreement (MOA) which shall be submitted to this Office one (1) year prior to project construction.

3. An Environmental Unit (EU) shall be established to completely handle the environment related aspects of the project in addition to the monitoring requirements as specified in the Environmental Management Plan (EMP)/Environmental Monitoring Plan (EMoP). The EU shall:

3.1 Monitor actual project impacts vis-à-vis the predicted impacts and management measures in the EIS;

3.2 Ensure that monitoring and submission of reports thru Online to EMB (Central Office and NCR) are carried out as required;

3.3 Submit Demobilization Plan one (1) year prior to completion of reclamation activity. It shall include clean-up measures;

3.4 Conduct a continuing consultation with the stakeholders in updating EMP and EMoP that may include necessary baseline

data, geohazard, disaster risk reduction and management and ground settlement monitoring of the reclaimed area.

4. Undertake an effective and continuing Information, Education and Communication (IEC) Program to inform and educate all stakeholders, especially local residents, employees of commercial and government establishments within the site and vicinity, on the project's mitigating measures embodied in its EIS and the conditions stipulated in this Certificate;
5. Provide and undertake a detailed Social Development Program (SDP) based on the framework submitted in the EIS and shall be submitted within ninety (90) days prior to project construction;
6. Submit a reforestation and carbon sink program using endemic/indigenous species to mitigate greenhouse gas (GHG) emissions in line with the DENR's thrust on GHG emission reduction programs within ninety (90) days prior to project construction. The program's status of implementation shall be submitted as part of its compliance monitoring report;
7. Submit within six (6) months prior to project implementation, the dredging and reclamation methodology based on the Detailed Engineering Design including its corresponding impact and management measures;
8. Ensure that its contractors and subcontractors appropriately comply with the relevant conditions of this Certificate including those relevant regulations covering the entire activity for the proposed project;

III. RESTRICTIONS

9. A separate ECC shall be secured for the following:
 - a. Source of reclamation materials;
 - b. Spoil site for dredged materials;
 - c. Vertical development as required under Section 14 of the DAO 2018-14; and
 - d. For the remaining 230has of the BRDP
10. No other activities shall be undertaken other than what was stipulated in this Certificate. Expansion of the project/construction of other structures or any change in the activity beyond those stated in the Project Description shall be subject to a new Environmental Impact Assessment; and
11. Transfer of Ownership of this project carries the same conditions and restrictions for which written notification must be made by herein grantee to EMS within fifteen (15) days from such transfer.

D.O. No. 2296036
Date 29/03/2019
Processing Fee Php 10,000.00



PROJECT ASSESSMENT PLANNING TOOL

For the assistance of the Proponent and Government agencies concerned in the management of the project and for better coordination in mitigation of the impact of the project on its surrounding areas and to the environment. The EMB recommends the following to the parties and authorities concerned for proper appreciation and action.

OTHER REGULATORY REQUIREMENTS	RESPONSIBLE AGENCY
1. Proponent needs to comply with: a. Sanitation Code of the Philippines b. Labor Code of the Philippines including occupational health and safety standards c. Building Structures, Drainage and Flood Control System, Reclamation practices in accordance with the National Building Code of the Philippines d. Solid Waste Management System	Department of Health Department of Labor and Employment Department of Public Works and Highways and LGU-City Planning and Development Office LGU
2. Secure Notice to Proceed	Philippine Reclamation Authority (PRA)
3. Secure Area Clearance	DENR
4. Submission of Engineering Geological and Geohazard Assessment Report	MCB
ENVIRONMENTAL PLANNING RECOMMENDATIONS FOR THE PROPONENT	
5. The proponent shall coordinate prior to the initial stage of project implementation on the assessment of the presence of artifacts following the rules and protocols of the concerned agencies, i.e. National Museum - Cultural Properties Division, National Historical Commission of the Philippines - Historic Preservation Division and Philippine Navy for artifacts and bombs.	
6. Secure approval of its project Oil Spill Contingency Plan from the Philippine Coast Guard (PCG) prior to project implementation.	
7. Development of a Coastal and Marine Ecosystem Management Program in coordination with the DENR-BMB and the mandatus agencies. The program shall also consider the following: • Operational Plan for the Manila Bay Coastal Strategy; and • Supreme Court Writ of Continuing Mandamus for the cleanup of Manila Bay.	
8. Development and implementation of Biodiversity Assessment and Monitoring System/Program as well as analysis in coordination with the Biodiversity Management Bureau (BMB) and Bureau of Fisheries and Aquatic Resources (BFAR)	
9. Coordinate with the Philippine Coast Guard and Maritime Industry Authority (MARINA) on for sea traffic/ navigation	
10. Preference of employment shall be given to qualified local residents. Adequate public information on jobs available for local residents in the affected areas shall be provided.	
11. An independent third party shall be commissioned to undertake an environmental audit and submit a report every three (3) years. The result of third-party environmental audit, including auditing of risks and hazards of the Project, shall be submitted to EMB Central Office.	
12. The proponent shall ensure that no mangroves will be harvested/cut within the impact area.	

For dissemination and proper action of the agencies concerned

ENGR. ESPERANZA A. SAJUL
 Chief, EIA Management Division

ENGR. WILLIAM P. CUSADO
 D/C - Director





Republic of the Philippines
 Department of Environment and Natural Resources
 U.S.A. Command, Westinghouse
 Telephone Nos. (632) 8861-2222, 8861-2223, 8861-2224, 8861-2225
 Website: www.denr.gov.ph

DEC 21 2012

ECC-CO-2012-0028

Hon. Lani Mercado Revilla
 Mayor
CITY GOVERNMENT OF BACOR
 Province of Cavite

SUBJECT: ENVIRONMENTAL COMPLIANCE CERTIFICATE

Dear **Honorable Mayor Revilla**:

This refers to the request for amendment of the ECC issued to City Government of Bacor for an Environmental Compliance Certificate (ECC) that will cover the proposed **230 Hectares Bacor Reclamation and Development Project** located along the Coast of Manila Bay in the waters of Bacor City.

Your request is hereby granted. With the issuance of the ECC, you are expected to fully implement the measures presented in the EIS intended to protect and mitigate the project's predicted adverse impacts on community health, welfare and the environment. Environmental considerations shall be incorporated in all phases and aspects of the project.

This Certificate does not create any right nor shall be used as an authorization to implement the project. You may proceed with the implementation only after securing all the necessary and relevant permits from other pertinent Government Agencies. Likewise, the same shall be without prejudice and must be implemented consistent with the subsequent policy of the DENR based on the overall development plan for Manila Bay. Finally, this Office shall be monitoring the project periodically to ensure strict compliance with the stipulations cited in the attached ECC.

Please be guided accordingly.

Very truly yours,

By the Authority of the Secretary:

ENGR. WILLIAM P. CUBADO
 OIC - Director



DMR CALABARZON
 ENR CALABARZON
 DEAR NBCC
 MA
 RUC

MA
 Philippine Coast Office
 CA - BPA
 OPRM
 DRA

DMR
 (C) (S) (M) (A) (R)
 SGT
 Philippine Coast
 CALABARZON



ENVIRONMENTAL COMPLIANCE CERTIFICATE
 (Issued pursuant to Presidential Decree No. 1586 and its IRR)

ECC-CO-2012-0028

THIS IS TO CERTIFY THAT THE PROPONENT, *City Government of Bacoor* as represented by its Mayor, **Hon. Lani Mercado Revilla**, is granted this Environmental Compliance Certificate (ECC) for the **230 Hectares Bacoor Reclamation and Development Project** located along the Coast of Manila Bay in the territorial jurisdiction of Bacoor City by the Department of Environment and Natural Resources (DENR) through the Environmental Management Bureau (EMB).

SUBJECT ONLY to the conditions and restrictions set in this ECC and in the attached documents labeled as Annexes A and B.

This Certificate supersedes ECC-CO-1909-0023 issued on March 5, 2020:

PROJECT DESCRIPTION

The project will involve land reclamation of 230 hectares along the Coast of Manila Bay in the territorial jurisdiction of Bacoor City.

The project area shall be within the geographical coordinates specified in the project's Environmental Impact Statement (EIS) with the following components:

1. Internal road network
2. Drainage system
3. Containment structures
4. Storm surge protection structures
5. Access ways

This Certificate is issued in compliance with the requirements of Presidential Decree No. 1586 and its Implementing Rules and Regulations. Non-compliance with any of the provisions shall be a sufficient cause for its cancellation and/or imposition of a fine in an amount not to exceed Fifty Thousand Pesos (PnF 50,000.00) for every violation thereof. The Department, however, is not precluded from reevaluating, adding, removing, and correcting any deficiencies or errors that may be found after the issuance of this Certificate.

Issued at DENR, Quezon City, Philippines, this _____

Recommending Approval:

Approved by the Authority of the Secretary:

ENGR. ESPERANZA A. SAJUL
 Chief, EIA Management Division

ENGR. WILFRAN P. CUNADO
 OIC - Director



STATEMENT OF ACCOUNTABILITY

I, **Hon. Lani Mercado Replita**, Mayor representing Bacoor City as proponent of this 230 Bacoor Diamond Reclamation and Development Project located along the Coast of Manila Bay in the territorial jurisdiction of Bacoor City, take full responsibility in complying with all conditions contained in this Environmental Compliance Certificate (ECC).

Signature

TIN _____



Subscribed and sworn to before me in this 8/20/2023, the above-named affiant taking oath presenting his _____ No. _____ issued on _____ at _____

Signature of Administering Officer

ALVIN JOHN M. BARRERA
Notary Public for and in the City of Manila
Accreditation No. NC 20-061-NAF
Commission expires on 31 December 2024
1051 North Bay Boulevard, Marikina City
PTR No. 3556758, Marikina City, 1704W2D0
ESP License Ref No. B01058
Roll of Attorneys No. 50497
MRE Compliance No. VI-0018216, 0200/05

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I. ENVIRONMENTAL MANAGEMENT

Annex A

All commitments, mitigating measures and monitoring requirements, especially those contained in the Environmental Impact Statement (EIS), particularly in the Environmental Management and Monitoring Plans (EMMOPs), shall be instituted to minimize any adverse impact to the environment throughout the project implementation including among others the following, to wit:

Activity	Impacts	Mitigating Measures	Target Performance/ Efficiency
Dredging Operations			
Dredging activity	Increase in turbidity	Installation of silt curtains around the dredging vessel	100% no turbidity outside the silt curtain
	Generation of dredged materials	Provision of spoil site subject for a separate ECC application	100% dredged material is hauled and managed
Reclamation Activity			
Filling the project area with reclamation materials	Increase in turbidity	Installation of silt curtain surrounding the area to be filled with reclamation materials.	100% no turbidity outside the silt curtain
Stabilization of reclaimed land			
Stabilization and maintenance of reclaimed land	Potential flooding 1. Aggravation of flooding of nearby areas 2. Coastal flooding caused by extreme storm surge	Provision of at least 50m wide and -3m MSL deep channel between the coastline and reclamation profile to ensure that no flooding will occur in the area	100% no flooding within the area and vicinity
	Potential soil erosion and run-off due to heavy rainfall resulting to turbidity of Manila Bay	Siltation/ sediment ponds, storm drainage system, concrete culverts, and other flood and erosion control measures shall be provided	100% no erosion, run-off, turbidity within the vicinity of the area
	Dust from open areas	Planting of extensive vegetative cover in order to increase sediment amalgamation capacity and soil compacting aided by stabilization of areas where earth moving has been completed	100% Compliance with Ambient Air Quality Standards
Construction of road networks and	Generation of construction	Segregation and proper storage of construction debris	100% hauled/collected



drainage system	debris (including solid wastes)	(including solid wastes) to be hauled by a contractor	by the third party
	Generation of domestic wastewater	Personnel stationed at the reclaimed land will be provided with on-site portable toilets and wash rooms. Collection and disposal will be done by and accredited third-party waste treater	100% collected by third party waste treater

II. GENERAL CONDITIONS

1. The operations shall conform to the provisions of RA 6969 "Toxic Substances and Hazardous and Nuclear Wastes Control Act of 1990", RA 8749 "Philippine Clean Air Act of 1999", RA 9003 "Ecological Solid Waste Management Act of 2000", and RA 9275 "Philippine Clean Water Act of 2004" and other relevant policies, rules and regulations;
2. The proponent shall set up the following:
 - 2.1 A readily available and replenishable Environmental Guarantee Fund (EGF) to cover the following expenses:
 - a) for further environmental assessments, compensations and/or indemnification for whatever damages to life and property that may be caused by the project;
 - b) rehabilitation and/or restoration of areas affected by the project's implementation; and
 - c) Abandonment/decommissioning of the project facilities related to the prevention of possible negative impacts; and as a source of fund for contingency and clean-up activities.
 - 2.2 A Multi-partite Monitoring Team (MMT) composed of representative(s) from the concerned local environmental Non Government Organization (NGO), the Manila Bay Coordinating Office, PAQASA, DPWH and other concerned government agencies shall be organized consistent with DAO 2017-15 and DAO 2018-18. The MMT shall primarily oversee and report to EMB Central Office the proponent's compliance with its commitment and EMP/EMMoP as contained in the EIS documents; and
 - 2.3 A replenishable Environmental Monitoring Fund (EMF) to cover all costs attendant to the operation of the MMT.

The amount and mechanics of the EGF, EMF and the establishment of the MMT shall be determined by the EMB Central Office and the proponent in consultation with the EMB National Capital Region through a Memorandum of Agreement (MOA) which shall be submitted to this Office one (1) year prior to project construction.

3. An Environmental Unit (EU) shall be established to completely handle the environment related aspects of the project in addition to the monitoring requirements as specified in the Environmental Management Plan (EMP)/Environmental Monitoring Plan (EMoP). The EU shall:
 - 3.1 Monitor actual project impacts vis-à-vis the predicted impacts and management measures in the EIS;

- 3.2 Ensure that monitoring and submission of reports thru Online to EMB (Central Office and NCR) are carried out as required;
 - 3.3 Submit Demobilization Plan one (1) year prior to completion of reclamation activity. It shall include clean-up measures;
 - 3.4 Conduct a continuing consultation with the stakeholders in updating EMP and EMoP that may include necessary baseline data, geohazard, disaster risk reduction and management and ground settlement monitoring of the reclaimed area.
4. Undertake an effective and continuing Information, Education and Communication (IEC) Program to inform and educate all stakeholders, especially local residents, employees of commercial and government establishments within the site and vicinity, on the project's mitigating measures embodied in its EIS and the conditions stipulated in this Certificate.
 5. Provide and undertake a detailed Social Development Program (SDP) based on the framework submitted in the EIS and shall be submitted within ninety (90) days prior to project construction,
 6. Submit a reforestation and carbon sink program using endemic/indigenous species to mitigate greenhouse gas (GHG) emissions in line with the DENR's thrust on GHG emission reduction programs within ninety (90) days prior to project construction. The program's status of implementation shall be submitted as part of its compliance monitoring report;
 7. Submit within six (6) months prior to project implementation the dredging and reclamation methodology based on the Detailed Engineering Design including its corresponding impact and management measures;
 8. Ensure that its contractors and subcontractors appropriately comply with the relevant conditions of this Certificate including those relevant regulations covering the entire activity for the proposed project;

III. RESTRICTIONS

9. A separate ECC shall be secured for the following:
 - a. Source of reclamation materials;
 - b. Spoil site for dredged materials;
 - c. Vertical development as required under Section 14 of the DAO 2018-14;
10. No other activities shall be undertaken other than what was stipulated in this Certificate. Expansion of the project/construction of other structures or any change in the activity beyond those stated in the Project Description shall be subject to a new Environmental Impact Assessment; and
11. Transfer of Ownership of this project carries the same conditions and restrictions for which written notification must be made by herein grantee to EMB within fifteen (15) days from such transfer.

PROJECT ASSESSMENT PLANNING TOOL

For the assistance of the Proponent and Government agencies concerned in the management of the project and for better coordination in mitigation of the impact of the project on its surrounding areas and to the environment. The EMS recommends the following to the parties and authorities concerned for proper appreciation and action.

OTHER REGULATORY REQUIREMENTS	RESPONSIBLE AGENCY
1. Proponent needs to comply with:	
a. Sanitation Code of the Philippines	Department of Health
b. Labor Code of the Philippines including occupational health and safety standards	Department of Labor and Employment
c. Building Structures, Drainage and Flood Control System, Reclamation practices in accordance with the National Building Code of the Philippines	Department of Public Works and Highways and LGU-City Planning and Development Office
d. Solid Waste Management System	LGU
2. Secure Notice to Proceed	Philippine Reclamation Authority (PRA)
3. Secure Area Clearance	DENR
4. Submission of Engineering Geological and Geohazard Assessment Report	MGB
ENVIRONMENTAL PLANNING RECOMMENDATIONS FOR THE PROPONENT	
5. Duly signed Agreement among and between the concerned LGUs, proponents and the contractors reflecting the actual project coordinates vis a vis the Cavite Reclamation Project by the Province of Cavite as approved by the PRA;	
6. The proponent shall coordinate to National Museum of the Philippines prior to the initial stage of project implementation on the assessment of the presence of artifacts	
7. Secure approval of its project Oil Spill Contingency Plan from the Philippine Coast Guard (PCG) prior to project implementation.	
8. Development of a Coastal and Marine Ecosystem Management Program in coordination with the DENR-BMB and the mandamus agencies. The program shall also consider the following: <ul style="list-style-type: none"> • Operational Plan for the Manila Bay Coastal Strategy; and • Supreme Court Writ of Continuing Mandamus for the cleanup of Manila Bay. 	
9. Development and implementation of Biodiversity Assessment and Monitoring System/Program as well as analysis in coordination with the Biodiversity Management Bureau (BMB) and Bureau of Fisheries and Aquatic Resources (BFAR);	
10. Observe the appropriate buffer zone as provided by the DAO 2019-05 "Implementing Rules and Regulations of RA 7586, or the National Integrated Protected Areas System (NIPAS) Act of 1992, as Amended by RA 11038, or the Expanded NIPAS Act of 2018" so not to cause significant impacts to the existing <i>Las Pinas Protected Habitat</i> .	
11. Coordinate with the Philippine Coast Guard and Maritime Industry Authority (MARINA) on for sea traffic/ navigation	

12. Preference of employment shall be given to qualified local residents. Adequate public information on jobs available for local residents in the affected areas shall be provided; and
13. An independent third party shall be commissioned to undertake an environmental audit and submit a report every three (3) years. The result of third-party environmental audit, including auditing of risks and hazards of the Project, shall be submitted to EMB Central Office.
14. The proponent shall ensure that no mangroves will be harvested/cut within the impact areas.

For dissemination and proper action of the agencies concerned.

[Signature]
ENGR. ESPERANZA A. SAJUL
 Chief, EIA Management Division

[Signature]
ENGR. WILLIAM P. CUÑADO
 OIC - Director



OK No. 2397014
 Date 12/27/2020
 Processing Fee ₱ 10,100.00