

FOURTEENTH CONGRESS)
OF THE REPUBLIC OF THE PHILIPPINES)
FIRST REGULAR SESSION)

SENATE
S. B. No. 174

Introduced by Sen. M.A. Madrigal

AN ACT
DECLARING THE MOUNTAINS OF BANAHAW AND SAN CRISTOBAL
IN THE PROVINCES OF LAGUNA AND QUEZON AS A PROTECTED
AREA UNDER THE CATEGORY OF PROTECTED LANDSCAPE AND FOR
OTHER PURPOSES.

*Be it enacted by the Senate and House of Representatives of the Philippines in Congress
assembled:*

SECTION 1. *Title.* - This Act shall be known as the "Mts. Banahaw-San Cristobal Protected Area Act of 2007".

Sec . 2. *Declaration of Policy* - The importance of the Banahaw and San Cristobal mountains as a major watershed in the provinces of Laguna and Quezon, including its educational, aesthetic, biodiversity, and cultural and religious importance behooves the State to undertake steps for its protection and preservation. It is therefore declared the policy of the State to ensure the protection and conservation of these mountains and their associated forest, biodiversity, cultural and religious importance. In so doing, the State shall ensure the full implementation of this Act, the mobilization of resources for the Institutional mechanisms herein established, and the full scientific and technical support needed for the conservation of biodiversity and the integrity of the ecosystems, culture and religious practices.

SEC.3. *Scope.* - The boundaries of the Mts. Banahaw-San Cristobal Protected Area, which fall under the category of protected landscape as defined herein, within the provinces of Quezon and Laguna, are as follows:

Thence	S14°51'W	2592.76	meters to comer 17;
Thence	N 73°02' W	543.36	meters to comer 18;
Thence	N 18°44' W	9.16	meters to corner 19;
Thence	N 40°18' W	171.23	meters to comer 20;
Thence	N 17°19' W	99.24	meters to comer 21;
Thence	N 35°22' E	613.16	meters to comer 22;
Thence	N 26°46' E	682.87	meters to comer 23;
Thence	N 45°53' E	408.32	meters to corner 24;
Thence	N 22°49' E	514.71	meters to comer 25;
Thence	N 30°10' W	236.96	meters to corner 26;

Thence	N 49°23' W	575.43	meters to comer 27;
Thence	N 38°10' W	228.62	meters to comer 28;
Thence	S 13°54' W	227.78	meters to comer 29;
Thence	S 27°14' E	88.87	meters to comer 30;
Thence	S 00°52' W	155.04	meters to comer 31;
Thence	S 07°06' W	301.26	meters to corrier 32;
Thence	S 29°14' W	128.75	meters to comer 33;
Thence	S 87°04' W	155.02	meters to comer 34;
Thence	N 64°23' W	303.78	meters to comer 35;
Thence	N 43°16' E	79.67	meters to comer 36;
Thence	S 79°01' W	201.95	meters to comer 37;
Thence	N 16°52' W	78.04	meters to comer 38;
Thence	S 81°44' W	72.52	meters to comer 39;
Thence	S 80°20' W	258.92	meters to comer 40;
Thence	S 53°04' W	103.06	meters to comer 41;
Thence	S 66°43' W	128.71	meters to comer 42;
Thence	S 34°47' W	86.70	meters to comer 43;
Thence	N 61°<19'W	80.58	meters to comer 44;
Thence	S 54°21' W	87.17	meters to comer 45;
Thence	S 31°03' W	176.71	meters to comer 46;
Thence	S 86°01' W	574.78	meters to comer 47;
Thence	S 89°35' W	149.36	meters to comer 48;
Thence	S 41°39' W	43.75	meters to comer 49;
Thence	S 84°30' W	4.17	meters to comer 50;
Thence	N 44°22' W	235.00	meters to corner 51;
Thence	N 44°22' W	459.00	meters to comer 52;
Thence	N 45°18' W	153.94	meters to comer 53;
Thence	N73°01'E	144.32	meters to comer 54;
Thence	N 68°56' E	81.65	meters to corner 55;
Thence	N 10°59' W	117.50	meters to comer 56;
Thence	N 34°04' W	367.26	meters to comer 57;
Thence	N 75°31' W	251.19	meters to comer 58;
Thence	N 27°40' E	565.40	meters to comer 59;
Thence	N 54°30' E	203.63	meters to corner 60;
Thence	N 81°01' E	326.66	meters to comer 61;
Thence	N 39°14' E	162.18	meters to comer 62;
Thence	N 34°45' E	218.33	meters to corner 63;
Thence	N 21°13'E	196.92	meters to corner64;
Thence	N 18°28'W	171.31	meters to corner65;
Thence	N 00038'E	80.94	meters to comer 66;
Thence	N 63°54' W	81.89	meters to comer 67;
Thence	N 81°41' W	135.81	meters to comer 68;
Thence	N01°51' W	173.89	meters to comer69;
Thence	N 25°21' W	77.36	meters to comer 70;
Thence	S 80°12' W	166.10	meters to comer 71;
Thence	S 20°36' W	482.86	meters to comer 72;
Thence	S 12°43' W	187.47	meters to comer 73;
Thence	N 82°04' W	149.62	meters to comer 74;

Thence	S 06°26' E	112.75	meters to comer 75;
Thence	S 63°01' E	117.49	meters to corner 76;
Thence	S 30°47' W	121.53	meters to comer 77;
Thence	S 23°02' W	115.00	meters to comer 78;
Thence	N 70°02' W	404.83	meters to comer 79;
Thence	N 35°27' E	145.60	meters to corner 80;
Thence	N 27°31' E	171.50	meters to comer 81;
Thence	N 06°42' W	412.40	meters to comer 82;
Thence	N 17°23' W	412.54	meters to comer 83;
Thence	N 41°44' W	93.11	meters to comer 84;
Thence	S 89°03' W	137.94	meters to comer 85;
Thence	S 01°33' W	71.66	meters to comer 86;
Thence	S 18°02' W	236.82	meters to corner 87;
Thence	S 12°12' W	190.25	meters to corner 88;
Thence	S 78°50' W	176.91	meters to corner 89;
Thence	N 64°52' W	410.65	meters to corner 90;
Thence	N 64°47' W	667.43	meters to comer 91;
Thence	N 65°53' W	575.44	meters to comer 92;
Thence	N 24°00' W	801.53	meters to corner 93;
Thence	N 31°02' W	63.20	meters to corner 94;
Thence	N 61°41' E	162.90	meters to comer 95;
Thence	N 21°59' W	202.35	meters to comer 96;
Thence	S 85°07' W	127.98	meters to comer 97;
Thence	S 60°10' W	74.11	meters to comer 98;
Thence	N 68°12' W	51.30	meters to comer 99;
Thence	N 30°31' W	374.77	meters to comer 100;
Thence	N 74°55' E	290.00	meters to comer 101;
Thence	N 79°06' W	356.49	meters to comer 102;
Thence	N21°12'E	325.61	meters to comer 103; J
Thence	S 83°46' W	131.76	meters to comer 104;
Thence	N 52°06' W	153.52	meters to comer 105; .
Thence	S 86°24' E	282.67	meters to comer 106;
Thence	S 83°46' E	300.68	meters to comer 107;
Thence	S 83°56' E	209.82	meters to comer 108;
Thence	N 09°31' W	109.49	meters to comer 109;
Thence	N 67°05' E	92.87	meters to comer 110;
Thence	S 14°45' E	127.88	meters to comer 111;
Thence	N 30°36' E	202.46	meters to comer 112;
Thence	N 85°10' E	116.07	meters to comer 113;
Thence	N 45°42' E	166.06	meters to comer 114;
Thence	N 89°25' E	743.97	meters to comer 115;
Thence	N 50°22' E	317.88	meters to comer 116;
Thence	N 49°02' E	87.00	meters to comer 117;
Thence	N 49°52' E	6.00	meters to comer 118;
Thence	N 52°15' E	508.80	meters to corner 119;
Thence	N 03°08' E	189.24	meters to corner 120;
Thence	N 73°47' E	246.98	meters to comer 121;
Thence	N 63°08' E	441.86	meters to comer 122;

Thence	S 59°52' E	305.14	meters to comer 123;
Thence	S 56°39' E	253.21	meters to corner 124;
Thence	N 58°31' E	214.30	meters to corner 125;
Thence	S21012'E	498.72	meters to comer 126;
Thence	S 37°36' E	86.66	meters to corner 127;
Thence	S 19°40' E	192.38	meters to comer 128;
Thence	875°23' E	300.54	meters to comer 129;
Thence	889°23' E	276.60	meters to comer 130;
Thence	889°23' E	150.87	meters to comer 131;
Thence	N 76°51' E	174.15	meters to comer 132;
Thence	N 64°26' E	247.83	meters to comer 133;
Thence	8 66°47' E	255.90	meters to comer 134;
Thence	N 38°48' E	490.82	meters to comer 135;
Thence	N 42°34' E	1585.41	meters to comer 136;
Thence	N 74°16' E	500.31	meters to comer 137;
Thence	N 77°40' E	177.65	meters to comer 138;
Thence	N 68°54' W	396.41	meters to comer 139;
Thence	N 34°46' E	186.44	meters to comer 140;
Thence	N 18°24' E	233.17	meters to comer 141;
Thence	N 55°54' E	326.65	meters to comer 142;
Thence	N 68°43' E	1017.98	meters to comer 143;
Thence	N 29°46' E	83.41	meters to comer 144;
Thence	N 50°08' E	173.51	meters to comer 145;
Thence	N 06°13' E	97.38	meters to comer 146;
Thence	N 69°40' W	157.82	meters to comer 147;
Thence	N 88°52' E	307.35	meters to comer 148;
Thence	S 81°31' W	303.87	meters to comer 149;
Thence	S 67°51' E	58.42	meters to comer 150;
Thence	S 19°10' E	39.64	meters to comer 151;
Thence	S 15°6' E	54.56	meters to comer 152;
Thence	S 82°02' E	43.55	meters to comer 153;
Thence	S 41°41' E	40.51	meters to comer 154;
Thence	S 63°19' E	181.15	meters to comer 155;
Thence	N 88°53' E	116.34	meters to comer 156;
Thence	N 74°42' W	42.25	meters to corner 157;
Thence	N 22°04' W	76.13	meters to corner 158;
Thence	N 66°46' E	33.00	meters to comer 159;
Thence	N84°41' E	103.55	meters to comer 160;
Thence	N 06°03' W	24.02	meters to comer 161;
Thence	S 85°16' E	25.91	meters to comer 162;
Thence	N 09°50' W	76.97	meters to corner 163;
Thence	N 74°24' W	217.88	meters to comer 164;
Thence	N 50°35' W	62.38	meters to corner 165;
Thence	S 88°01' W	92.07	meters to corner 166;
Thence	S 59°54' W	83.09	meters to corner 167;
Thence	N 41°27' W	303.86	meters to corner 168;
Thence	N 45°32' E	293.59	meters to corner 169;
Thence	S 40°53' E	97.35	meters to corner 170;

Thence	N 48°43' E	110.54	meters to corner 171;
Thence	S78°23'E	68.34	meters to comer 172;
Thence	N 58°07' E	176.50	meters to corner 173;
Thence	N 37°30' E	147.27	meters to comer 174;
Thence	N 56°57' W	175.15	meters to comer 175;
Thence	N 47°19' E	278.37	meters to corner 176;
Thence	N 47°14' E	330.98	meters to comer 177;
Thence	N 85°01' E	191.96	meters to comer 178;
Thence	S 04°19' E	267.29	meters to comer 179;
Thence	S 77°46' E	102.24	meters to comer 180;
Thence	S 04°50' E	290.45	meters to comer 181;
Thence	S 79°05' E	58.54	meters to corner 182;
Thence	N 03°05' E	217.16	meters to corner 183;
Thence	N 48°21' E	185.22	meters to comer 184;
Thence	S 27°17' E	186.52	meters to comer 185;
Thence	S 55°12' E	111.47	meters to comer 186;
Thence	N 50°34' E	258.78	meters to comer 187;
Thence	S 5 1°0 1' E	56.24	meters to comer 188;
Thence	N 19°37' E	163.18	meters to comer 189;
Thence	N 60°38' E	192.58	meters to comer 190;
Thence	N 07°08' E	130.10	meters to comer 191;
Thence	N 52°30' E	224.00	meters to comer 192;
Thence	S 39°39' E	243.08	meters to corner 193;
Thence	N 76°29' E	156.05	meters to corner 194;
Thence	S 62°27' E	488.87	meters to comer 195;
Thence	S 36°52' E	523.37	meters to corner 196;
Thence	S47°41'E	496.12	meters to comer 197;
Thence	S 62°16' E	616.11	meters to corner 198;
Thence	S 62°26' E	500.91	meters to comer 199;
Thence	S 48°34' E	677.31	meters to comer 200;
Thence	S 62°32' W	552.93	meters to corner 201;
Thence	S 71°14' W	449.60	meters to comer 202;
Thence	S 17°45' E	446.62	meters to comer 203;
Thence	N 83°11' E	250.96	meters to comer 204;
Thence	N 34°29' E	818.24	meters to corner 205;
Thence	N 83°23' E	254.87	meters to comer 206;
Thence	S69°19'E	249.07	meters to corner 207;
Thence	S 48°49' W	393.32	meters to comer 208;
Thence	S 08°52' E	548.04	meters to comer 209;
Thence	N 71°03' E	669.88	meters to comer 210;
Thence	S 22°57' E	496.32	meters to comer 211;
Thence	S 46°52' W	70.22	meters to corner 212;
Thence	S 31°00' E	115.95	meters to comer 213;
Thence	N 56°19' E	50.87	meters to comer 214;
Thence	S 22°53' E	818.88	meters to comer 215;
Thence	S 23°03' E	1136.55	meters to comer 216;
Thence	N 88°03' W	202.12	meters to comer 217;
Thence	N 65°47' W	902.90	meters to comer 218;

Thence	S13°55' W	330.65	meters to comer 219;
Thence	S 64°46' E	728.42	meters to comer 220;
Thence	S 42°57' W	269.06	meters to comer 221;
Thence	S 43°04' W	292.64	meters to comer 222;
Thence	N 81°38' W	53.92	meters to comer 223;
Thence	N 27°56' W	262.48	meters to comer 224;
Thence	S 09°33 'E	292.62	meters to corner 225;
Thence	N61°59'W	119.26	meters to corner 226;
Thence	S 04°44' W	358.42	meters to comer 227;
Thence	S 43°04' W	280.70	meters to comer 228;
Thence	S 23°14' E	1488.76	meters to comer 229;
Thence	S 75°45' W	43.27	meters to comer 230;
Thence	N 76°20' W	160.48	meters to comer 231;
Thence	N 84°08' W	51.89	meters to comer 232;
Thence	N 61°03' W	93.10	meters to comer 233;
Thence	N 75°27' W	153.34	meters to comer 234;
Thence	N 17°55' E	233.12	meters to comer 235;
Thence	N 59°34' W	69.44	meters to comer 236;
Thence	N 78°24' W	98.99	meters to comer 237;
Thence	N 67°30' W	103.72	meters to comer 238;
Thence	S 68°10' W	126.46	meters to comer 239;
Thence	S 62°53' W	410.68	meters to comer 240;
Thence	S 01°09'E	129.14	meters to comer 241;
Thence	S 03°19' E	2.98	meters to corner 242;
Thence	S 08°28' E	250.51	meters to corner 243;
Thence	S 82°55' E	321.78	meters to comer 244;
Thence	S 05°46' E	180.03	meters to corner 245;
Thence	S 67°10' E	53.71	meters to corner 246;
Thence	N 51°09' E	80.62	meters to corner 247;
Thence	S 77°01' E	60.96	meters to corner 248;
Thence	S 81°29' E	73.79	meters to corner 249;
Thence	S 68°03' E	57.36	meters to corner 250;
Thence	S 36°53' E	49.96	meters to comer 251;
Thence	S 70°22' E	23.19	meters to corner 252;
Thence	N 85°58' E	96.57	meters to corner 253;
Thence	S51°58'E	41.95	meters to corner 254;
Thence	S 53°43' E	101.23	meters to corner 255;
Thence	N 73°45' E	44.29	meters to corner 256;
Thence	N '19°40' E	74.83	meters to corner 257;
Thence	S 64°09' E	61.76	meters to corner 258;
Thence	N 85°58' E	167.64	meters to corner 259;
Thence	S 28°14' E	126.41	meters to corner 260;
Thence	S 28°14' E	143.36	meters to comer 261;
Thence	S 61°58' W	2396.00	meters to comer 262;
Thence	N 77°58' W	5.47	meters to comer 263;
Thence	S 75°42' W	62.66	meters to corner 264;
Thence	S 21°26' W	28.31	meters to corner 265;
Thence	S 61°58'W	50.60	meters to comer 266;

Thence	N 36°04' W	684.77	meters to corner 267;
Thence	S 39°12' W	810.84	meters to comer 268;
Thence	N 42°42' W	3.70	meters to comer 269;
Thence	S 60°28' W	59.43	meters to comer 270;
Thence	N 33°37' W	14.23	meters to comer 271;
Thence	S 55°32' W	93.27	meters to comer 272;
Thence	S 44°07' E	65.50	meters to comer 273;
Thence	S 39°12' W	754.14	meters to comer 274;
Thence	N 50°49' W	184.00	meters to comer 275;
Thence	S 39°20' W	190.04	meters to comer 276;
Thence	S 50°49' E	181.74	meters to comer 277;
Thence	S 30°17' E	2.90	meters to comer 278;
Thence	S 39°12' W	339.82	meters to comer 279;
Thence	S 10°46' W	1450.20	meters to comer 280;
Thence	N 89°39' W	338.69	meters to comer 281;
Thence	N 07°13' W	41.33	meters to comer 282;
Thence	N 33°57' E	51.73	meters to comer 283;
Thence	N 49°56' E	41.43	meters to corner 284;
Thence	N 09°35' E	51.01	meters to comer 285;
Thence	N 45°12' W	61.80	meters to comer 286;
Thence	N 05°15' W	39.76	meters to comer 287;
Thence	N 10°53' E	41.34	meters to comer 288;
Thence	N 53°14' E	64.94	meters to comer 289;
Thence	N 01°44' E	85.65	meters to comer 290;
Thence	N 08°37' W	49.62	meters to comer 291;
Thence	N 54°32' W	52.75	meters to comer 292;
Thence	N 23°48' W	41.75	meters to comer 293;
Thence	N 22°39' W	67.52	meters to comer 294;
Thence	N 23°39' W	17.55	meters to comer 295;
Thence	N 35°13' E	52.45	meters to comer 296;
Thence	N 45°24' E	46.27	meters to comer 297;
Thence	N 16°31' E	40.73	meters to comer 298;
Thence	N 28°32' E	31.66	meters to comer 299;
Thence	N 25°26' E	19.53	meters to comer 300;
Thence	N 57°22' E	21 .79	meters to comer 301;
Thence	N 05°28' W	13.23	meters to comer 302;
Thence	S 41°56' W	24.86	meters to comer 303;
Thence	S 23°03' W	28.61	meters to comer 304;
Thence	N 85°30' W	29.26	meters to comer 305;
Thence	N 65°54' W	43.97	meters to comer 306;
Thence	N 46°33' W	57.07	meters to comer 307;
Thence	N 77°34' W	28.11	meters to comer 308;
Thence	S 80°07' W	46.44	meters to comer 309;
Thence	S87°03'W	57.85	meters to comer 310;
Thence	N 54°37' W	52.53	meters to comer 311;
Thence	N 23°12' W	31.28	meters to comer 312;
Thence	N 03°36' W	45.68	meters to comer 313;
Thence	N 39°40' E	42.85	meters to comer 314;

Thence	N 10°40' E	34.67	meters to comer 315;
Thence	N 80°20' W	49.89	meters to comer 316;
Thence	N 51°19' W	24.54	meters to comer 317;
Thence	N 36°49' W	121.29	meters to comer 318;
Thence	N 03°19' W	36.32	meters to comer 319;
Thence	N 61°19' E	58.33	meters to comer 320;
Thence	N 29°10' W	35.79	meters to comer 321;
Thence	N 62°4' W	33.08	meters to comer 322;
Thence	N 49°08' W	92.68	meters to comer 323;
Thence	S 76°58' W	203.99	meters to comer 324;
Thence	N 73°52' W	27.67	meters to comer 325;
Thence	S 54°55' W	875.62	meters to comer 326;
Thence	S 18°57' W	73.79	meters to comer 327;
Thence	S 36°53' E	50.32	meters to comer 328;
Thence	S 29°02' E	203.36	meters to comer 329;
Thence	S 23°02' E	62.44	meters to comer 330;
Thence	S 64°39' W	9.02	meters to comer 331;
Thence	S 52°47' W	262.81	meters to comer 332;
Thence	S 18°55' E	198.12	meters to comer 333;
Thence	S 21°01' E	29.51	meters to comer 334;
Thence	N 89°39' W	75.78	meters to comer 335;
Thence	N 26°05' W	423.49	meters to comer 336;
Thence	N 09°20' W	159.16	meters to comer 337;
Thence	N 19°01' W	246.96	meters to comer 338;
Thence	S 78°53' W	77.93	meters to comer 339;
Thence	S 18°34' E	155.83	meters to comer 340;
Thence	S21°48'E	80.67	meters to comer 341;
Thence	S 14°59' E	124.31	meters to comer 342;
Thence	S 30°07' E	74.53	meters to comer 343;
Thence	S 07°20' E	183.73	meters to comer 344;
Thence	S 06°36' E	156.88	meters to corner 345;
Thence	N 86°15' W	677.37	meters to comer 346;
Thence	N 09°50' E	211.76	meters to comer 347;
Thence	N 65°04' W	265.95	meters to comer 348;
Thence	N 59°22' W	365.37	meters to comer 349;
Thence	N 14°28' W	342.62	meters to comer 350;

Thence S 79°03' W 758.47 meters to comer 1, containing an area of ten thousand eight hundred thirty-six and 46/100 (10,836.46) hectares.

Parcel II.

Beginning at a point marked "J" which is N 07°57' E, 8,766.30 meters from BLLM No.1 of the Municipality of Candelaria, Province of Quezon:

Thence	N 38°45' E	229.9	meters to corner 2;
Thence	N 47°18' E	137.0	meters to corner 3;
Thence	N 16°42' W	188.8	meters to corner 4;
Thence	N 02°20' W	202.7	meters to corner 5;
Thence	N 55°26' E	327.5	meters to comer 6;

Thence	N 59°29' E	120.8 meters to comer 7;
Thence	N 59°29' E	218.8 meters to comer 8;
Thence	N 35°20' E	466.81 meters to corner 9;
Thence	S 29°12' E	160.3 meters to comer 10;
Thence	S 07°24' W	327.2 meters to comer 11;
Thence	S 07°45' E	140.1 meters to corner 12;
Thence	S 43°47' E	47.71 meters to corner 13;
Thence	N 86°04' E	272.5 meters to corner 14;
Thence	S 64°38' W	83.7 meters to corner 15;
Thence	S 37°41' W	178.3 meters to comer 16;
Thence	S 32°56' E	226.4 meters to corner 17;
Thence	S 21°36' W	104.3 meters to comer 18;
Thence	S 02°35' W	72.9 meters to comer 19;
Thence	S 58°00' W	166.2 meters to comer 20;
Thence	S 40°54' W	228.3 meters to corner 21;
Thence	S 05°14' E	49.3 meters to corner 22;
Thence	S 81°03' W	919.0 meters to comer 23;

Thence N 19°51' W 227.31 meters to corner 1, containing an area of one hundred thirteen and 46/100 (113.46) hectares.

The bearings and distances are based on UTM-GRID PRS 92 Datum. Any modification of the coverage of this Act due to such factors as changing ecological situations, new scientific or archeological findings, or discovery of traditional boundaries not previously taken into account shall be made through an Act of Congress, after consultation with the affected public and concerned government agencies.

SEC. 4. *Land Classification.* - All lands of the public domain comprising the Mts. Banahaw-San Cristobal Protected Landscape shall fall under the classification of National Park as provided for in the Philippine Constitution. However, public lands already classified as agricultural and alienable or disposable prior to the passage of this Act shall remain as such and may be disposed of pursuant to the provisions of Commonwealth Act No. 141 or the Public Land Act, as amended.

SEC. 5. *Definition of Terms.* - For purposes of this Act, the following 16 terms are defined as follows:

(a) "National Integrated Protected Areas System (NIPAS)" refers to the classification and administration of all designated protected areas to maintain essential ecological processes and life-support systems, to preserve genetic diversity, to ensure sustainable use of resources found therein, and to maintain their natural conditions to the greatest extent possible.

(b) "Protected Area (PA)" refers to identified portions of land and water set aside by reasons of their unique physical and biological significance, managed to enhance biological diversity and protected against destructive human exploitation.

(c) "Buffer Zones" refers to identified areas outside the boundaries of and immediately adjacent to designated PAs pursuant to Section 8 that need special development control in order to avoid or minimize harm to the PA.

(d) "National Park" refers to a forest reservation essentially 'of natural wilderness character which has been withdrawn from settlement, occupancy or any form of exploitation except in conformity with approved management plan and set aside as such exclusively to conserve the area or preserve the scenery, the natural and historical objects, wild animals and plants therein and to provide enjoyment of these features in such area.

(e) "Protected Landscape" refers to an area of national significance which is characterized .by the harmonious interaction of man and land while providing opportunities for public enjoyment through recreation and tourism within the normal lifestyle and economic activity of the area.

(f) "Biological Diversity or Biodiversity" refers to the wealth of life forms found on earth, the millions of different plants, animals and microorganisms, the genes they contain, and the intricate ecosystem they form.

(g) "Secretary" refers to the Secretary of the Department of Environment and Natural Resources (DENR).

SEC.6. Protection and Conservation Plan. - There shall be a Protection and Conservation Plan promulgated for the Mts. Banahaw-San Cristobal Protected Landscape, which shall serve as the basic long-term framework plan in the management of the PA and shall guide the preparation of its annual operations plan and budget.

Within one year from the affectivity of this Act, the Protection and Conservation Plan shall have been put into effect following the General Management Planning Strategy provided for under the .NIPAS Act and according to the procedure herein set forth. It shall contain, among others, the following:

- (a) category of the PA;
- (b) period of applicability of the plan;
- (c) key management issues;
- (d) goals and objectives of management in support of Section 2 hereof;
- (e) site management strategy;
- (f) major management activities such as, but not limited to, enforcement of laws, habitat and wildlife management, sustainable use management, infrastructure development and maintenance, fire and pest control;
- (g) zoning; and
- (h) visitor management programs.

SEC.7. Preparation of the Protection and Conservation Plan. - The Protected Area Superintendent (PASu) shaH prepare the Protection and Conservation Plan in coordination with the appropriate offices of the DENR, local communities and non government organizations (NGOs) which shall be reviewed and approved by the Protected Area Management Board (PAMB) and certified by the Secretary, to ensure that the plan conforms with all laws and the applicable rules and regulation of national application issued by the DENR: *Provided, however,* That the Secretary may revise and modify the Protection and Conservation Plan to

conform with the laws and applicable regulations after consultation with the PAMB.

The PASu shall prepare all successor plans. One year before the expiration of the period of the applicability of the plan in effect, the PASu shall cause publication of notices for comments and suggestions on the next 24 successor plan in a newspaper of general circulation in the municipalities of Lucban, Tayabas, Sariaya, Candelaria and Dolores in the Province of Quezon and the municipalities of Majayjay, Liliw, Nagcarlan, Rizal and the City of San Pablo in the Province of Laguna. Notices shall also be posted in the respective provincial and municipal halls of the provinces and municipalities abovementioned as well as in the barangay halls bounding or immediately adjacent to the protected landscape. The proposed plan shall be made available to the public during the period for comment and a/finalized plan shall be made available for public perusal at the office of the PASu upon the approval of the PAMB.

The zoning of the PA shall give primary consideration to its ecological value as a watershed and secondly to its cultural and religious importance. The sustainable use of traditional resource users may also be given due consideration, unless the same are deemed detrimental to biodiversity and the protection of the natural characteristics of the PA.

The plan shall be written in a language understandable in the area, plainly written, and available for perusal to the general public at the Office of the PASu.

SEC. 8. *Institutional Mechanisms.* - The following administrative and policy-making mechanisms shall apply:

(A) There shall be a PAMB which shall be the policy making body of the PA. It shall be composed of:

- (1) The Regional Executive Director (RED) of DENR Region IV-A as chairperson;
- (2) The Provincial Environment and Natural Resources Officer (PENRO) for the Province of Quezon;
- (3) The Provincial Environment and Natural Resources Officer (PENRO) for the Province of Laguna;
- (4) The Provincial Planning and Development Officer (PPDO) of the Province of Quezon;
- (5) The Provincial Planning and Development Officer (PPDO) of the Province of Laguna;
- (6) One representative from each of the municipal governments with territorial jurisdiction within the protected landscape to be appointed by their respective sangguniang bayan and endorsed by the municipal mayors;
- (7) One representative of the National Power Corporation (NPC);
- (8) One representative from other departments or national government agencies directly involved in the protected landscape or has long term projects or permanent facility located therein;

- (9) At least three representatives from accredited NGOs operating in the protected landscape chosen from among themselves in a meeting duly called for the purpose;
- (10) At least three representatives from accredited peoples organization (PO) operating within the PA chosen from among themselves in a meeting duly called for the purpose;
- (11) Three representatives from the various religious groups whose religious practices are directly linked to the PA, chosen from among themselves in a meeting duly called for the purpose; and
- (12) One representative from academic institutions directly involved in the conservation of the PA, chosen from among themselves in a meeting duly called for the purpose.

Every member of the PAMB shall serve for a term of five years and shall be considered to represent his or her sector and deemed to carry the vote of such sector in all matters. In the case of members who are government officials, the term of office shall be attached to the office held.

The members of the Board shall not receive any salary but shall be entitled to reimbursements for actual and necessary expenses incurred, either in their attendance in meetings of the Board or in connection with other official business authorized by a resolution of the Board, subject to existing rules and regulations.

(B) The PAMB of the Mts. Banahaw-San Cristobal Protected Landscape shall have the following powers and functions:

- (1) Decide matters relating to planning, resources protection and general administration of the area in accordance with the approved protection and conservation plan;
- (2) Approve proposals, work plans, action plans and guidelines for management of the PA in accordance with the approved protection and conservation plan;
- (3) Delineate and demarcate protected landscape boundaries buffer zones, ancestral domains and recognize the rights and privileges of indigenous communities under the provisions of this Act;
- (4) Promulgate rules and regulations to promote development programs and projects on biodiversity conservation and sustainable development consistent with the Management Manual of the protected landscape;
- (5) Ensure the implementation of programs as prescribed in the Protection and Conservation Plan in order to provide employment to the people dwelling in and around the protected landscape;
- (6) Control and regulate the construction, operation and maintenance of roads, trails, waterworks, sewerage, fire protection and sanitation systems and other public utilities within the PA; and
- (7) Monitor and evaluate the performance of the PA personnel, NGOs and the communities in providing for biodiversity conservation and socio-cultural and economic development and report their assessments to the NIP AS Policy and Program Steering Committee (NPPSC) and the Integrated Protected Areas Fund (IPAF) Governing Board.

The DENR, through the RED, shall exercise authority to oversee the PAMB to ensure that it is acting within the scope of its powers and functions. In case of a conflict between administrative orders of national application issued by the DENR pursuant to the NIPAS Act and the rules and regulations issued by the PAMB, the PAMB shall notify the DENR Secretary who shall decide whether to apply the rule or withdraw its application in the site.

(C) The Protected Area Superintendent (PASu) Office. - There is hereby established a PASu Office in charge of the management, protection and administration of the PA. The PASu shall be supported by the existing personnel of the DENR. The head of office shall be the chief operating officer of the Mts. Banahaw-San Cristobal Protected Landscape and shall be accountable to the RED of the DENR-Region IV-A and the PAMB. The PASu shall have the following powers and functions:

- (1) Prepare the Protection and Conservation Plan and successor plans as herein provided and executes it;
- (2) Serve as the secretariat for the PAMB with duty to provide the PAMB with all information necessary for it to make appropriate decisions when necessary;
- (3) Establish a productive partnership with the local community, including groups interested in the achievement of the herein goals and objectives, in the planning, protection and management thereof;
- (4) Develop and implement a park information, education and visitor program;
- (5) Enforce the laws, rules and regulations relevant to the PA and assist in the prosecution of offenses;
- (6) Supervise all activities within the PA for conformity with the Protection and Conservation Plan; and
- (7) Perform such other functions as the PAMB may assign.

SEC. 9. *Seasonal Pilgrimage.* - People who enter the PA seasonally for cultural and religious pilgrimage and other activities that have a benign impact on the sustainability and biodiversity of the area shall be regulated by the PAMB. For such purpose, the PAMB shall designate parts of the PA where pilgrimage is allowed under such terms and conditions as the PAMB may deem fit.

SEC.10. *Prohibited Acts.* - The following shall be the prohibitions and penalties applicable to the Mts. Banahaw-San Cristobal Protected Landscape:

(A) The penalties in Articles 309 and 310 of the Revised Penal Code, depending on the value of the resources taken, damaged or destroyed shall be imposed upon any person who:

- (1) Hunts, destroys, collects, disturbs or possesses anywhere within the PA any plants or animals, sand, rocks or products derived there from without a permit;

- (2) Possesses outside the PA any wild plant or animal or product derived there from which came from the PA;
- (3) Undertakes mineral exploration or extraction within the PA; or
- (4) Hunts, collects, removes or destroys any endangered or protected species.

(B) A fine of not less than Five thousand pesos (P5,000.00) nor more than Two hundred fifty thousand pesos (P250,000.00) and/or imprisonment from three years to five years shall be imposed upon any person who:

- (1) Violates any rules and regulations in the Protection and Conservation Plan or by the PAMB or agreements reached before the PAMB in the exercise of adjudicative functions;
- (2) Erects any permanent structure on land or on water for any purposes outside the Protection and Conservation Plan, duly allowed by the PAMB;
- (3) Possesses a chainsaw, hacksaw and other mechanized equipment within the PA without a permit issued by the PAMB;
- (4) Throws, dumps or causes to be dumped into the PA any non-biodegradable material or waste whether liquid, solid or gas;
- (5) Uses, dumps, places or causes to be placed into the PA toxic chemicals, including pesticides and other hazardous substances, unless the same is expressly allowed in the protection and conservation plan; or
- (6) Prospects, hunts or otherwise locate hidden treasures.

SEC. 11. *Special Prosecutor.* - Within thirty (30) days from the effectivity of this Act, the Department of Justice shall appoint a special prosecutor to whom all cases of violation of laws, rules and regulations in the PA shall be assigned. Such special prosecutor shall coordinate with the PAMB and the PASu in the performance of his/her duties and assist in the training of wardens and rangers in arrest and criminal procedure. Whenever resources of the PAMB would allow, special private prosecutors may be appointed to act under the control and supervision of the prosecutor.

SEC. 12. *Local Government Units (LGUs).* - The provinces, municipalities and barangays with territory within the PA shall participate in the management of the PA through representation in the PAMB as provided under Section 8 hereof. The LGUs may appropriate portions of their share from the annual internal revenue allotment (IRA) and other income for the management of the PA. All amounts appropriated by local governments shall accrue to the Mts. Banahaw-San Cristobal Protected Area Fund and shall be exempted from the twenty-five percent (25%) remittance requirement for the National Integrated Protected Area Fund.

SEC.13. *The Mts. Banahaw-San Cristobal Protected Area Fund.* - There is hereby established a trust fund to be known as the Mts. Banahaw-San Cristobal Protected Area Fund, for purposes of financing projects of the PA. All income generated from the operation of the PA or management of wild flora and fauna therein shall accrue to said fund. These income shall be derived from visitors/tourist fee, fees from permitted sale and export of flora and fauna and

other resources from the PAs, proceeds from registration and lease of multiple-use areas, including tourism concessions, contributions from industries and facilities directly benefiting from the PA; and such other fees and income derived from the operation of the PA.

The Mts. Banahaw-San Cristobal Protected Area Fund may be augmented by grants, donations, endowment from various sources, domestic or foreign, for purposes related to their functions: *Provided*, That the fund shall be deposited as a special account in the National Treasury and disbursements therefrom shall be made solely for the protection, maintenance, administration and management of the PA, and duly approved projects endorsed by the PAMB in accordance with existing accounting and budgeting rules and *Provided, further*, That the fund shall not be used to cover personal services expenditures.

The LGUs shall continue to impose and collect all other fees not enumerated herein which they have traditionally collected, such as business permits, property tax and rentals of LGUs' facilities. Furthermore, LGUs may charge add-ons to fees imposed by the PAMB: *Provided*, That such add-ons shall be determined based on the contribution of the LGUs in the maintenance and protection of-the PA.

SEC. 14. *Utilization of Non-renewable Resources.* - Any exploitation of or utilization of non-renewable resources within the PA shall not be allowed. Energy projects, whether renewable or otherwise, shall be permitted only through an Act of Congress, provided that exploitation of renewable energy up to three megawatts capacity shall be exempt from such requirement.

SEC. 15. *Appropriations.* - The Secretary shall immediately include in the DENR's program the implementation of this Act, the funding of which shall be included in the annual General Appropriations Act.

SEC.16. *Construction.* - The provisions of this Act shall be construed liberally in favor of tenured migrants and indigenous cultural communities with due consideration to the protection of biodiversity. The NIPAS Act shall have suppletory effect in the implementation of this Act.

SEC. 17. *Repealing Clause.* - For the purpose of this Act, Sections 11, 15, 20 and 21 of Republic Act No. 7586 or the NIPAS Act are hereby modified. All other laws, rules and regulations inconsistent with this Act are hereby repealed or modified accordingly. The prohibition and penalties under the NIPAS Act are hereby superseded for the entire area covered by this Act.

SEC.18. *Separability Clause.* - If any part or section of this Act is declared by the courts as unconstitutional, such declaration shall not affect the other parts or sections hereof.

SEC. 19. *Effectivity Clause.* - This Act shall take effect fifteen (15) days after its publication in the *Official Gazette* or in a national newspaper of general circulation readily available in the area. It shall be translated in English and Filipino and shall likewise be posted for three weeks in the appropriate language

in a conspicuous place in the provincial, municipal and barangay halls within the area as well as in three other places frequented by the public.

Approved,