



HOUSE OF REPRESENTATIVES

H. No. 4915

BY REPRESENTATIVES SARMIENTO (C.), MATUGAS AND CASIÑO

AN ACT DECLARING THE PROVINCE OF CATANDUANES A MINING-FREE ZONE

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

1 SECTION 1. *Statement of Policy.* – It is the policy of the State to
2 protect and promote the right of the people to a balanced and healthful ecology
3 in accord with the rhythm and harmony of nature. Towards this end, the State
4 shall protect the people and the environment in the Province of Catanduanes
5 from the adverse effects of mining.

6 SEC. 2. *Declaration of the Province of Catanduanes as a Mining Free*
7 *Zone.* – The Province of Catanduanes is hereby declared a mining free zone
8 and all mining operations in the Province of Catanduanes are hereby
9 prohibited.

10 For the purpose of this Act, mining shall refer to the extraction of
11 valuable minerals or other geological materials from the earth and shall include
12 such mining activities as exploration, feasibility, development, utilization and
13 processing and large-scale quarry operations involving cement, raw materials,
14 marble, granite, sand and gravel construction aggregates: *Provided, however,*

1 That the quarrying of gravel and sand for projects directly undertaken by
2 agencies of the national government or by the provincial government for basic
3 services such as, but not limited to, roads and bridges, school buildings, water
4 and energy utilities and similar public works is exempted from the coverage of
5 this Act, subject, however, to the requirements of existing mining and
6 environment laws.

7 SEC. 3. *Penal Provisions.* – Any person, employee or employment
8 agency who shall violate the provisions of this Act shall be penalized with
9 imprisonment of at least six (6) years but not more than twelve (12) years and a
10 fine of at least One hundred thousand pesos (P100,000.00) but not more than
11 Five hundred thousand pesos (P500,000.00). If the violator is a corporation or
12 association, the president and the manager/s of said corporation or association,
13 or its agent or representative in the Philippines, in case of a foreign corporation
14 or association, shall be held liable.

15 SEC. 4. *Implementing Rules and Regulations.* – Within three
16 (3) months following the effectivity of this Act, the Secretary of the
17 Department of Environment and Natural Resources shall promulgate the
18 necessary rules and regulations for its effective implementation.

19 SEC. 5. *Separability Clause.* – If any portion or provision of this Act
20 is declared unconstitutional, the remainder of this Act or any provision not
21 affected thereby shall remain in force and effect.

22 SEC. 6. *Repealing Clause.* – All laws, orders, issuances, rules and
23 regulations or parts thereof inconsistent with the provisions of this Act are
24 hereby repealed or modified accordingly.

25 SEC. 7. *Effectivity.* – This Act shall take effect fifteen (15) days after
26 its publication in a newspaper of general circulation.

Approved,