



## HOUSE OF REPRESENTATIVES

H. No. 4535

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BY REPRESENTATIVES ERIGUEL, MATUGAS AND UNGAB, PER COMMITTEE  
REPORT NO. 271

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AN ACT DECLARING THE AGOO-DAMORTIS PROTECTED  
LANDSCAPE AND SEASCAPE IN THE PROVINCE OF LA  
UNION AS A PROTECTED AREA AND PROVIDING FOR ITS  
MANAGEMENT

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

1           SECTION 1. *Title.* – This Act shall be known as the “Agoo-Damortis  
2 Protected Landscape and Seascape (ADPLS) Act”.

3           SEC. 2. *Declaration of Policy.* – It is hereby declared the policy of the  
4 State to regulate the utilization of terrestrial and marine resources to ensure the  
5 continuity of endangered, threatened, and rare species therein, as well as  
6 conserve, protect and preserve scenic, educational, cultural, historical and  
7 recreational sites in accordance with the provisions of Republic Act No. 7586,  
8 otherwise known as the “National Integrated Protected Areas System Act of  
9 1992”.

10           SEC. 3. *Land Classification.* – All lands and waters of the public  
11 domain comprising the ADPLS shall fall under the classification of national  
12 park as provided for in the 1987 Philippine Constitution.

1           SEC. 4. *Scope.* -- The boundaries of the ADPLS shall be as follows:

2   Core Zone

3           Beginning at a point marked "I" which is S. 89° 11' 56" W., 2,104.87  
4 meters from LUN-19, Agoo, La Union with geographic coordinates of  
5 16° 21' 52.36" North and 120° 21' 25.28" East covering an area of 10,774.681  
6 hectares.

7	LINE	BEARING	DISTANCE (meters)
8	1-2	S. 32° 40' 40" E.	327.20
9	2-3	S. 07° 55' 14" E.	105.19
10	3-4	N. 41° 29' 47" E.	31.45
11	4-5	S. 39° 42' 35" E.	69.48
12	5-6	S. 48° 10' 47" W.	23.10
13	6-7	S. 31° 11' 5" E.	80.48
14	7-8	S. 28° 44' 42" E.	138.46
15	8-9	S. 24° 20' 27" E.	41.76
16	9-10	N. 71° 33' 54" E.	20.05
17	10-11	S. 31° 50' 7" E.	194.08
18	11-12	N. 58° 20' 55" E.	77.69
19	12-13	S. 15° 18' 46" E.	78.90
20	13-14	S. 69° 8' 43" W.	20.36
21	14-15	S. 04° 36' 59" E.	34.91
22	15-16	S. 06° 06' 55" E.	21.05
23	16-17	N. 88° 27' 39" W.	17.29
24	17-18	S. 04° 05' 08" E.	146.23
25	18-19	N. 67° 16' 54" E.	18.38
26	19-20	S. 17° 41' 25" E.	21.72
27	20-21	S. 02° 59' 25" E.	121.56

1	21-22	S. 03° 48' 27" E.	266.03
2	22-23	S. 06° 33' 48" W.	321.00
3	23-24	S. 01° 31' 16" E.	392.41
4	24-25	S. 08° 44' 29" W.	426.22
5	25-26	S. 09° 01' 05" W.	326.55
6	26-27	S. 10° 15' 59" W.	424.44
7	27-28	S. 08° 38' 10" W.	413.27
8	28-29	S. 30° 58' 40" W.	315.94
9	29-30	S. 00° 53' 33" W.	319.84
10	30-31	S. 03° 16' 04" W.	294.01
11	31-32	S. 04° 57' 41" W.	413.76
12	32-33	S. 03° 13' 28" W.	64.42
13	33-34	S. 02° 56' 17" E.	273.96
14	34-35	S. 07° 20' 07" E.	244.80
15	35-36	S. 08° 27' 18" E.	135.55
16	36-37	S. 03° 35' 53" E.	295.92
17	37-38	S. 01° 23' 40" E.	241.96
18	38-39	S. 01° 03' 39" W.	48.93
19	39-40	S. 01° 06' 44" E.	93.33
20	40-41	S. 00° 05' 51" W.	265.44
21	41-42	S. 12° 42' 29" E.	455.06
22	42-43	S. 33° 57' 13" E.	81.91
23	43-44	S. 40° 09' 56" E.	129.22
24	44-45	S. 19° 01' 32" E.	166.74
25	45-46	S. 23° 14' 10" E.	90.70
26	46-47	S. 20° 29' 50" E.	103.49
27	47-48	S. 21° 35' 43" E.	257.23

1	48-49	S. 25° 29' 00" E.	386.38
2	49-50	S. 25° 03' 09" E.	307.01
3	50-51	S. 31° 29' 22" E.	533.33
4	51-52	S. 29° 22' 17" E.	206.88
5	52-53	S. 22° 49' 27" E.	409.87
6	53-54	S. 16° 46' 09" E.	354.82
7	54-55	S. 12° 09' 28" E.	402.20
8	55-56	S. 09° 57' 23" E.	379.88
9	56-57	S. 34° 49' 38" E.	310.12
10	57-58	S. 51° 26' 29" E.	239.82
11	58-59	S. 26° 56' 39" E.	244.92
12	59-60	S. 42° 47' 55" E.	508.69
13	60-61	S. 48° 02' 11" E.	326.53
14	61-62	S. 35° 55' 01" E.	294.20
15	62-63	S. 05° 29' 32" E.	189.31
16	63-64	S. 29° 58' 17" E.	511.40
17	64-65	N. 61° 58' 55" E.	111.86
18	65-66	N. 29° 10' 22" E.	489.73
19	66-67	N. 15° 18' 03" W.	99.56
20	67-68	N. 46° 18' 22" W.	491.79
21	68-69	N. 13° 47' 39" W.	416.05
22	69-70	N. 25° 38' 27" W.	728.56
23	70-71	N. 57° 54' 29" E.	1,081.11
24	71-72	S. 60° 37' 54" E.	273.40
25	72-73	S. 04° 51' 23" W.	139.11
26	73-74	S. 54° 09' 23" E.	2,260.34
27	74-75	S. 24° 54' 08" E.	2,164.43

1	75-76	N. 87° 11' 24" E.	147.85
2	76-77	S. 09° 45' 08" E.	117.66
3	77-78	S. 18° 35' 15" E.	268.58
4	78-79	S. 14° 25' 24" E.	260.05
5	79-80	S. 22° 50' 17" E.	274.26
6	80-81	S. 20° 34' 31" E.	314.49
7	81-82	S. 41° 43' 05" E.	229.39
8	82-83	S. 29° 24' 56" E.	195.53
9	83-84	S. 11° 08' 02" E.	86.79
10	84-85	S. 18° 11' 56" E.	208.85
11	85-86	S. 16° 01' 15" E.	329.90
12	86-87	S. 17° 58' 53" E.	162.87
13	87-88	S. 52° 18' 20" E.25.19	
14	88-89	S. 07° 46' 46" E.	324.60
15	89-90	S. 17° 55' 03" E.	285.64
16	90-91	S. 14° 15' 05" E.	292.57
17	91-92	S. 25° 49' 52" E.	221.43
18	92-93	S. 21° 34' 53" E.	219.21
19	93-94	S. 46° 58' 29" E.	195.18
20	94-95	S. 88° 57' 53" W.	4,914.67
21	95-96	N. 53° 18' 37" W.	6,304.71
22	96-97	N. 29° 38' 36" W.	4,194.52
23	97-98	N. 22° 01' 26" W.	1,601.73
24	98-99	N. 21° 49' 58" W.	2,764.87
25	99-100	N. 02° 49' 35" E.	5,502.18
26	100-1	N. 84° 05' 21" E.	5,217.01

1 **Buffer Zone**

2 Beginning at a point marked "I" which is S. 89° 11' 56" W., 2,104.87  
 3 meters from LUN-19, Agoo, La Union with geographic coordinates of  
 4 16° 21' 52.36" North and 120° 21' 25.28" East with a total area of 138.618  
 5 hectares.

6	LINE	BEARING	DISTANCE (meters)
7	1-2	N. 78° 07' 33" E.	50.95
8	2-3	S. 33° 26' 23" E.	335.04
9	3-4	S. 06° 37' 57" E.	45.67
10	4-5	S. 39° 38' 03" E.	135.62
11	5-6	S. 45° 00' 00" W.	22.38
12	6-7	S. 25° 03' 27" E.	56.55
13	7-8	S. 25° 03' 27" E.	122.80
14	8-9	N. 73° 04' 22" E.	25.36
15	9-10	S. 28° 24' 18" E.	176.32
16	10-11	N. 59° 02' 10" E.	110.73
17	11-12	S. 11° 57' 54" E.	162.85
18	12-13	S. 20° 07' 10" W.	113.48
19	13-14	S. 09° 09' 44" E.	33.13
20	14-15	S. 19° 29' 10" E.	72.74
21	15-16	S. 05° 20' 29" E.	130.33
22	16-17	S. 05° 05' 23" E.	261.62
23	17-18	S. 06° 48' 07" W.	325.13
24	18-19	S. 01° 35' 28" E.	356.44
25	19-20	S. 01° 35' 27" E.	42.51
26	20-21	S. 08° 37' 50" W.	418.31
27	21-22	S. 08° 46' 49" W.	335.21
28	22-23	S. 10° 35' 35" W.	421.81

1	23-24	S. 07° 53' 42" W.	356.29
2	24-25	S. 07° 53' 43" W.	62.30
3	25-26	S. 31° 20' 21" W.	317.46
4	26-27	S. 01° 21' 50" W.	310.26
5	27-28	S. 02° 29' 06" W.	304.13
6	28-29	S. 04° 15' 20" W.	405.19
7	29-30	S. 05° 31' 38" W.	65.72
8	30-31	S. 02° 19' 17" E.	273.48
9	31-32	S. 07° 16' 39" E.	245.69
10	32-33	S. 09° 54' 14" E.	134.94
11	33-34	S. 02° 57' 14" E.	210.14
12	34-35	S. 02° 57' 13" E.	86.71
13	35-36	S. 02° 59' 11" E.	242.99
14	36-37	S. 04° 51' 52" W.	49.77
15	37-38	S. 00° 19' 59" E.	90.73
16	38-39	S. 00° 13' 35" E.	266.92
17	39-40	S. 13° 08' 02" E.	438.76
18	40-41	S. 30° 34' 45" E.	53.92
19	41-42	S. 39° 48' 19" E.	144.20
20	42-43	S. 20° 33' 21" E.	189.30
21	43-44	S. 22° 46' 13" E.	92.68
22	44-45	S. 21° 41' 39" E.	366.75
23	45-46	S. 24° 46' 51" E.	363.71
24	46-47	S. 25° 37' 00" E.	313.57
25	47-48	S. 31° 17' 45" E.	514.86
26	48-49	S. 30° 08' 41" E.	234.24
27	49-50	S. 22° 33' 03" E.	404.40
28	50-51	S. 16° 34' 05" E.	353.33

1	51-52	S. 12° 23' 15" E.	418.03
2	52-53	S. 09° 43' 39" E.	374.64
3	53-54	S. 36° 10' 21" E.	260.08
4	54-55	S. 52° 44' 31" E.	249.20
5	55-56	S. 25° 13' 16" E.	241.40
6	56-57	S. 42° 43' 59" E.	499.85
7	57-58	S. 48° 15' 33" E.	328.03
8	58-59	S. 35° 49' 16" E.	334.39
9	59-60	S. 04° 03' 44" E.	186.15
10	60-61	S. 29° 44' 11" E.	451.99
11	61-62	N. 61° 17' 38" E.	50.52
12	62-63	N. 29° 49' 48" E.	439.03
13	63-64	N. 12° 48' 15" W.	71.41
14	64-65	N. 46° 21' 32" W.	10.81
15	65-66	N. 46° 21' 31" W.	476.85
16	66-67	N. 14° 16' 29" W.	430.01
17	67-68	N. 25° 18' 32" W.	774.91
18	68-69	N. 58° 06' 40" E.	1,154.33
19	69-70	S. 60° 35' 49" E.	328.79
20	70-71	S. 02° 38' 33" W.	137.30
21	71-72	S. 54° 05' 57" E.	2,245.41
22	72-73	S. 24° 59' 13" E.	2,141.70
23	73-74	S. 89° 37' 57" E.	164.59
24	74-75	S. 07° 41' 12" E.	173.53
25	75-76	S. 18° 54' 32" E.	262.07
26	76-77	S. 15° 19' 34" E.	261.45
27	77-78	S. 21° 48' 05" E.	272.71
28	78-79	S. 19° 49' 11" E.	269.15



1	79-80	S. 42° 01' 34" E.	230.08
2	80-81	S. 30° 21' 05" E.	228.62
3	81-82	S. 08° 52' 50" E.	102.51
4	82-83	S. 19° 10' 44" E.	205.53
5	83-84	S. 16° 05' 02" E.	329.40
6	84-85	S. 17° 29' 27" E.	131.63
7	85-86	S. 38° 09' 26" E.	37.57
8	86-87	S. 07° 19' 26" E.	339.32
9	87-88	S. 18° 32' 18" E.	277.08
10	88-89	S. 14° 51' 16" E.	304.53
11	89-90	S. 27° 28' 28" E.	208.10
12	90-91	S. 20° 27' 14" E.	208.31
13	91-92	S. 47° 05' 15" E.	235.52
14	92-93	S 88° 25' 30" W.	72.44
15	93-94	N. 46° 58' 29" W.	195.18
16	94-95	N. 21° 34' 53" W.	219.21
17	95-96	N. 25° 49' 52" W.	221.43
18	96-97	N. 14° 15' 05" W.	292.57
19	97-98	N. 17° 55' 03" W.	285.64
20	98-99	N. 07° 46' 46" W.	324.60
21	99-100	N. 52° 18' 20" W.	25.19
22	100-101	N. 17° 58' 53" W.	162.87
23	101-102	N. 16° 01' 15" W.	329.90
24	102-103	N. 18° 11' 57" W.	208.85
25	103-104	N. 11° 08' 02" W.	86.79
26	104-105	N. 29° 24' 56" W.	195.53
27	105-106	N. 41° 43' 05" W.	229.39
28	106-107	N. 20° 34' 31" W.	314.49

1	107-108	N. 22° 50' 17" W.	274.26
2	108-109	N. 14° 25' 24" W.	260.05
3	109-110	N. 18° 35' 15" W.	268.58
4	110-111	N. 09° 45' 08" W.	117.66
5	111-112	S. 87° 11' 24" W.	147.85
6	112-113	N. 24° 54' 08" W.	1,152.43
7	113-114	N. 24° 54' 08" W.	1,011.99
8	114-115	N. 54° 09' 23" W.	2,260.34
9	115-116	N. 04° 51' 23" E.	139.11
10	116-117	N. 60° 37' 54" W.	273.40
11	117-118	S. 57° 54' 29" W.	1,081.11
12	118-119	S. 25° 38' 27" E.	728.56
13	119-120	S. 13° 47' 39" E.	416.05
14	120-121	S. 46° 18' 22" E.	491.79
15	121-122	S. 15° 18' 03" E.	99.56
16	122-123	S. 29° 10' 22" W.	489.73
17	123-124	S. 61° 58' 55" W.	111.86
18	124-125	N. 29° 58' 17" W.	511.40
19	125-126	N. 05° 29' 32" W.	189.31
20	126-127	N. 35° 55' 01" W.	294.20
21	127-128	N. 48° 02' 11" W.	326.52
22	128-129	N. 42° 47' 55" W.	508.69
23	129-130	N. 26° 56' 39" W.	244.92
24	130-131	N. 51° 26' 29" W.	239.82
25	131-132	N. 34° 49' 38" W.	310.12
26	132-133	N. 09° 57' 23" W.	379.88
27	133-134	N. 12° 09' 28" W.	402.20
28	134-135	N. 16° 46' 09" W.	354.82

1	135-136	N. 22° 49' 27" W.	409.87
2	136-137	N. 29° 22' 17" W.	206.88
3	137-138	N. 31° 29' 22" W.	533.33
4	138-139	N. 25° 03' 09" W.	307.01
5	139-140	N. 25° 29' 00" W.	245.15
6	140-141	N. 25° 29' 00" W.	141.23
7	141-142	N. 21° 35' 43" W.	257.23
8	142-143	N. 20° 29' 50" W.	103.49
9	143-144	N. 23° 14' 10" W.	90.70
10	144-145	N. 19° 01' 31" W.	166.74
11	145-146	N. 40° 09' 56" W.	129.22
12	146-147	N. 33° 57' 12" W.	81.91
13	147-148	N. 12° 42' 29" W.	455.06
14	148-149	N. 00° 05' 52" E.	265.44
15	149-150	N. 01° 06' 44" W.	93.33
16	150-151	N. 01° 03' 39" E.	48.93
17	151-152	N. 01° 23' 40" W.	241.96
18	152-153	N. 03° 35' 53" W.	295.92
19	153-154	N. 08° 27' 18" W.	135.55
20	154-155	N. 07° 20' 07" W.	244.80
21	155-156	N. 02° 56' 17" W.	273.96
22	156-157	N. 03° 13' 27" E.	64.42
23	157-158	N. 04° 57' 41" E.	413.76
24	158-159	N. 03° 16' 04" E.	294.01
25	159-160	N. 00° 53' 33" E.	319.84
26	160-161	N. 30° 58' 40" E.	315.94
27	161-162	N. 08° 38' 10" E.	413.27

1	162-163	N. 10° 15' 59" E.	424.44
2	163-164	N. 09° 01' 05" E.	326.55
3	164-165	N. 08° 44' 29" E.	426.22
4	165-166	N. 01° 31' 16" W.	284.76
5	166-167	N. 01° 31' 16" W.	107.66
6	167-168	N. 06° 33' 48" E.	321.00
7	168-169	N. 03° 48' 27" W.	266.03
8	169-170	N. 02° 59' 24" W.	121.56
9	170-171	N. 17° 41' 27" W.	21.72
10	171-172	S. 67° 16' 53" W.	18.38
11	172-173	N. 04° 05' 08" W.	146.23
12	173-174	S. 88° 27' 41" E.	17.29
13	174-175	N. 06° 06' 56" W.	21.05
14	175-176	N. 04° 36' 58" W.	34.91
15	176-177	N. 69° 08' 43" E.	20.36
16	177-178	N. 15° 18' 46" W.	78.90
17	178-179	S. 58° 20' 55" W.	77.69
18	179-180	N. 31° 50' 07" W.	194.08
19	180-181	S. 71° 33' 55" W.	20.05
20	181-182	N. 24° 20' 27" W.	41.76
21	182-183	N. 28° 44' 42" W.	138.46
22	183-184	N. 31° 11' 05" W.	80.48
23	184-185	N. 48° 10' 47" E.	23.10
24	185-186	N. 39° 42' 35" W.	69.48
25	186-187	S. 41° 29' 47" W.	31.45
26	187-188	N. 07° 55' 14" W.	105.19
27	188-1	N. 32° 40' 40" W.	327.20

1 Any modification of this Act due to factors such as changing ecological  
2 situations, new scientific or discovery of traditional boundaries not previously  
3 taken into account shall be made through an act of Congress after full  
4 consultation with the affected public.

5 SEC. 5. *Definition of Terms.* – As used in this Act:

6 (a) *Biological diversity* refers to the variety and variability among  
7 living organisms and the ecological complexes in which living organisms  
8 occur.

9 (b) *Biological resources* refer to living natural resources, including  
10 microorganisms, plants and animals, plus the environmental resources to which  
11 the species contribute;

12 (c) *Buffer zone* refers to identified area outside the boundaries of and  
13 immediately adjacent to or surrounding a designated protected area that need  
14 special development control in order to avoid or minimize harm to other  
15 protected area;

16 (d) *Endangered species* refer to species and subspecies of wildlife  
17 whose populations are in danger of extinction and whose survival is unlikely if  
18 the causal factors continue to operate;

19 (e) *General Management Plan* refers to the basic long-term framework  
20 plan in the management of the protected area and serves as guide in the  
21 preparation of the annual operations plan and budget.

22 (f) *General Management Planning Strategy (GMPS)* refers to the  
23 general guide in the formulation of site-specific management plans including  
24 buffer zones;

25 (g) *Management manual* refers to the individual management plan for  
26 the ADPLS containing basic background information, field inventory of the  
27 resources, assessment of assets and limitations, regional interrelationships,

1 particular objectives for managing, appropriate division into management  
2 zones, review of the boundaries and design of the management programs;

3 (h) *Nongovernment Organization (NGO)* refers to any civic.  
4 development or philanthropic organization, which is multi-sectoral in  
5 character;

6 (i) *People's organization (PO)* refers to an organization of members  
7 of the local community whose purpose for establishment is to protect or  
8 advance the interest of specific sectors such as, but not limited to, farmers,  
9 fisherfolk, women and the like;

10 (j) *Protected landscape and seascape* refers to an area of national  
11 significance characterized by the harmonious interaction of man and land while  
12 providing opportunities for enjoyment through recreation and tourism within  
13 the normal lifestyle and economic activity of the people inhabiting these areas;

14 (k) *Protected species* refer to existing individuals of any species listed  
15 under the Convention on International Trade of Endangered Species (CITES),  
16 or plants or animals that are declared to be protected under Philippine laws,  
17 rules and regulations issued by the Department of Environment and Natural  
18 Resources (DENR) or the Protected Area Management Board (PAMB) or the  
19 management plan herein provided; and

20 (l) *Tenured migrant* refers to any person who has actually and  
21 continuously occupied a protected area for five (5) years prior to its  
22 designation as such in accordance with the NIPAS Act of 1992, and is solely  
23 dependent therein for subsistence.

24 SEC. 6. *Control and Supervision.* -- The ADPLS shall be under the  
25 administrative jurisdiction of the DENR and shall be administered in  
26 accordance with the provisions of this Act and the applicable provisions of the  
27 NIPAS Act. The DENR shall address issues pertaining to the maintenance of

1 the ecological processes and life support systems, preservation of genetic  
2 diversity and the sustainable use of the resources within the ADPLS.

3 **SEC. 7. Protected Area Management Board.** – The ADPLS shall be  
4 under the management of the PAMB which shall be the sole policy-making  
5 body of the ADPLS. The PAMB shall be composed of the following:

6 (a) The DENR Regional Executive Director (RED) of Region I, as  
7 Chairperson and advisor on matters related to the technical aspects of protected  
8 area management;

9 (b) The Provincial Planning and Development Coordinator (PPDC) of  
10 the Province of La Union;

11 (c) One (1) representative from each of the municipal governments of  
12 Agoon and Sto. Tomas, Province of La Union, to be appointed by their  
13 respective sangguniang bayan;

14 (d) The Regional Director of the Bureau of Fisheries and Aquatic  
15 Resources (BFAR) Region I, or the person's permanent representative;

16 (e) One (1) representative from each of the nineteen (19) barangays  
17 within the ADPLS, to be appointed by their respective sanggunian; and

18 (f) Three (3) representatives from local NGOs, community  
19 organizations and POs, to be chosen by the respective sectors in an election  
20 called for the purpose by the DENR, in coordination with the local government  
21 units (LGUs).

22 Each member of the PAMB shall serve for a term of five (5) years and  
23 shall be considered to represent and carry the vote of such sector in all matters.  
24 In the case of *ex officio* members, membership in the Board shall be  
25 coterminous with their respective terms of office. Whenever a vacancy occurs  
26 during the term of a non-*ex officio* member, a new member shall be selected  
27 through the same process undertaken for the original appointee: *Provided,*  
28 That such member shall serve only the unfinished portion of the term.

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

6           The PAMB shall discharge the following duties and functions:

7           (a) Decide on matters relating to planning, resource protection and  
8 general administration of the area in accordance with the GMPS;

9           (b) Approve proposals, work plans, action plans and guidelines for the  
10 management of the protected area in accordance with a management plan that  
11 shall be prepared and implemented in accordance with Section 9 hereof;

12           (c) Promulgate rules and regulations to promote development programs  
13 and projects on biodiversity conservation and sustainable development  
14 consistent with the management manual of the protected area;

15           (d) Ensure the implementation of programs as prescribed in the  
16 management plan in order to provide employment to the people dwelling in  
17 and around the protected area;

18           (e) Control and regulate the construction, operation and maintenance of  
19 roads, trails, waterworks, sewerage, fire protection and sanitation systems and  
20 other public utilities within the protected area; and

21           (f) Monitor and evaluate the performance of protected area personnel,  
22 NGOs, and the concerned communities in biodiversity conservation and  
23 sociocultural and economic development, and report their assessments to the  
24 NIPAS Policy and Program Steering Committee (NPPSC) and the Integrated  
25 Protected Area Fund (IPAF) Governing Board.



1           SEC. 8. *The Office of the Protected Area Superintendent (PASu).* –

2     The office of the Protected Area Superintendent (PASu) is hereby established  
3     within the concerned DENR Regional Office and shall be assisted by the  
4     existing personnel of the DENR. The PASu shall be responsible for the  
5     protection of land, water, wildlife and other natural physical and biological  
6     resources within the ADPLS. The PASu shall be the chief operating officer of  
7     the ADPLS and shall be directly accountable to the PAMB. The PASu shall,  
8     in addition to those provided under the NIPAS Act and its implementing rules  
9     and regulations, discharge the following duties and responsibilities:

10           (a) Establish, operate and maintain a database management system as  
11     decision support tool;

12           (b) Prepare the management plans as herein defined;

13           (c) Assist the PAMB and provide all the necessary information for the  
14     effective management of the ADPLS;

15           (d) Enforce the laws, rules and regulations relevant to the ADPLS,  
16     institute and file legal action independently or in collaboration with other  
17     government agencies or organizations and assist in the prosecution of offenses  
18     committed in violation of this Act;

19           (e) Monitor all activities within the ADPLS to ensure its conformity  
20     with the management plan;

21           (f) Recommend the issuance of permits based on terms, conditions and  
22     criteria established by the PAMB;

23           (g) Ensure the integration of the ADPLS management policies,  
24     regulations, programs and projects in the plans and programs of concerned  
25     national and local government units; and

26           (h) Perform such other functions as the PAMB may delegate.

27           The PASu shall be supported by a sufficient number of personnel who  
28     shall be performing day-to-day management, protection and administration of

1 the ADPLS. Upon the recommendation of the PAMB, the DENR RED shall  
2 deputize local community leaders and environment and natural resources  
3 officers.

4         *SEC. 9. Protected Area Management Plan.* – The PASu shall prepare  
5 the management plan in consultation with the appropriate offices of the DENR  
6 and local experts including, but not limited to, POs, NGOs and LGUs. The  
7 management plan shall be reviewed, approved and adopted by the PAMB and  
8 shall be certified to by the Secretary of the DENR that the management plan  
9 conforms to all laws, rules and regulations of national application issued by the  
10 DENR. In no case shall the DENR revise or modify the management plan  
11 without prior consultation with the PAMB.

12         The zoning of the ADPLS shall give primary consideration to the  
13 traditional zones used and recognized by tenured migrants unless such uses are  
14 deemed detrimental to biodiversity and the protection of its natural  
15 characteristics.

16         The PASu, in coordination with all concerned offices, shall likewise  
17 prepare all subsequent management plans. One (1) year before the expiration  
18 of the management plan in effect, the PASu shall cause the publication of  
19 notices for comments and suggestions on the subsequent plan in a newspaper  
20 of local circulation and the posting of such notices in the provincial, municipal  
21 and barangay halls and in other areas frequented by the public. Public hearings  
22 shall be conducted on the subsequent plan upon the written request of any  
23 interested party. The approved plan shall be prepared in a language  
24 understandable in the area, plainly written and shall be available for public  
25 comment at the office of the PASu.

26         The PASu, through the PAMB, shall be responsible in the preparation  
27 of accomplishment reports on all activities undertaken in the ADPLS for  
28 submission to the DENR Secretary.

1           SEC. 10. *Agoo-Damortis Protected Landscape and Seascape Fund.* –

2     There is hereby established a trust fund to be known as the ADPLS Fund for  
3     purposes of financing projects of the ADPLS. All income generated from the  
4     operation and management of wild flora and fauna in the ADPLS shall accrue  
5     to the ADPLS Fund. These income shall be derived from fees from permitted  
6     sale and export of flora and fauna and other resources from the protected area;  
7     proceeds from lease of multiple-use areas; contributions from industries and  
8     facilities directly benefiting from the protected area; and such other fees and  
9     income derived from the operation of the protected area.

10           The ADPLS Fund may be augmented by grants, donations, endowment  
11     from various sources, domestic or foreign, and such endowments shall be  
12     exempted from income or gift taxes, and all other taxes, charges or fees  
13     imposed by the government or any political subdivision or instrumentality  
14     thereof: *Provided*, That the ADPLS-PAMB shall retain seventy-five percent  
15     (75%) of all revenues raised, to be deposited in any government bank within  
16     the locality; and that disbursements shall be made solely for the protection,  
17     maintenance, administration and management of the area and the  
18     implementation of duly approved projects endorsed by the PAMB in  
19     accordance with existing accounting, budgeting and auditing rules and  
20     regulations: *Provided, further*, That the ADPLS Fund shall not be used to  
21     cover personal services expenditures.

22           The remaining twenty-five percent (25%) of the revenues shall be  
23     deposited as a special account in the National Treasury as share to the  
24     Integrated Protected Areas Fund (IPAF) created pursuant to Republic Act  
25     No. 7586.

26           The LGUs shall continue to impose and collect all other fees not  
27     enumerated herein which they have traditionally collected, such as business  
28     permits, property tax and rentals of LGUs' facilities. Furthermore, LGUs may

1 charge add-ons to fees imposed by the PAMB: *Provided*, That such add-ons  
2 shall be determined based on the contribution of the LGUs in the maintenance  
3 and protection of the protected area.

4 SEC. 11. *Existing Facilities Within the ADPLS.* -- Within sixty (60)  
5 days from the effectivity of this Act, existing facilities such as roads, buildings,  
6 airports, seaports, water systems, power plants, transmission lines,  
7 communication facilities, heavy equipment, irrigation facilities, commercial  
8 sea vessels, medical facilities and other physical structures of government  
9 organizations or agencies, NGOs, and private individuals and institutions  
10 within the protected area shall be assessed in terms of their significance to  
11 national interest and their impact on the ADPLS. The owners of these facilities  
12 shall be required to submit their individual project descriptions, including their  
13 future plans, to the PAMB through the PASu. For those facilities found  
14 significant to national interest, a contract shall be negotiated between the  
15 PAMB and the operator, and the payment of fees for the use of the land shall  
16 be based on profit-sharing principle or other measures in accordance with law.  
17 Other facilities whose purposes are found to be inconsistent with the PAMB  
18 goals and objectives shall be directed to vacate such area at the earliest  
19 possible time.

20 Upon review and evaluation of all existing facilities, the PAMB shall  
21 impose conditions on the operation of the facilities that are detrimental to the  
22 ADPLS. If such conditions are violated, the owner of such facilities shall be  
23 liable to pay a fine of five thousand pesos (P5,000.00) for every day of  
24 violation. Upon reaching a total fine of five hundred thousand pesos  
25 (P500,000.00), the PAMB, through the PASu and deputized government  
26 entities, shall cause the cessation and demolition of the facility at the cost of its  
27 owners. Fees collected shall accrue to the ADPLS Fund established in  
28 Section 10 hereof.

1           SEC. 12. *Utilization of Energy Resources.* – The ADPLS may be  
2 subjected to exploration for the purpose of gathering information on energy  
3 resources and only if such activity is carried out with the least damage to  
4 surrounding areas. Surveys shall be conducted only in accordance with a  
5 program approved by the DENR, and the results of such surveys shall be made  
6 available to the public and submitted to the President who may recommend  
7 to Congress the viability of exploration of such energy resources. Any  
8 exploitation and utilization of energy resources found within the ADPLS shall  
9 be authorized through an act of Congress.

10           SEC. 13. *Tenured Migrants.* – Those who have actually and  
11 continuously occupied portions of the protected areas since June 30, 1987 and  
12 are solely dependent therein for subsistence shall be considered as tenured  
13 migrants. Their proof and length of occupancy shall be documented through a  
14 tenure instrument over such areas as have been occupied or cultivated or  
15 developed since June 30, 1987. For tenured migrants occupying areas within  
16 management zones that are not eligible for occupancy or other critical  
17 management activities, provisions for their transfer to multiple-use zones shall  
18 be adopted and undertaken for humanitarian considerations.

19           The rights, interests and activities of tenured migrants within the  
20 ADPLS and its adjoining buffer zones shall be governed by the principles of  
21 biodiversity protection and sustainable development and by the guidelines  
22 prescribed in the management plan as well as the prohibitions stipulated in the  
23 NIPAS Act: *Provided*, That all plans, policies and guidelines affecting  
24 tenured migrants shall be developed and implemented in partnership with  
25 them. When a tenured migrant instrument is cancelled for cause, abandonment  
26 or by voluntary surrender of rights, the PASu shall take immediate steps to  
27 rehabilitate the area in order to return it to its natural state prior to the  
28 cultivation or other developmental activities by the tenured migrant.

1           **SEC. 14. *Indigenous Peoples' Rights.*** – The rights of the indigenous  
2 communities to their ancestral domains and other customary rights and  
3 interests within the ADPLS shall be accorded due recognition. The  
4 preservation and protection of ancestral domains and customary rights shall be  
5 considered as a management objective.

6           The PASu Office shall identify the location of indigenous cultural  
7 communities within or near the site, which is identifiable by the tribal leaders.

8           The evaluation of ancestral domain claims within the ADPLS shall be  
9 conducted by the National Commission on Indigenous Peoples (NCIP)  
10 pursuant to the provisions of Republic Act No. 8371, otherwise known as the  
11 “Indigenous Peoples Rights Act of 1997” or the IPRA law, and its  
12 implementing rules and regulations, in coordination with the PAMB.

13           **SEC. 15. *Prohibited Acts.*** – The following acts are hereby prohibited  
14 within the ADPLS:

15           (a) Hunting, destroying, disturbing, or mere possession of any plant or  
16 animal or product derived therefrom without a permit from the PAMB;

17           (b) Dumping of any waste product detrimental to the ADPLS, or to the  
18 plants and animals or inhabitants therein;

19           (c) Use of any motorized equipment without a permit from the PAMB;

20           (d) Mutilating, defacing or destroying objects of natural beauty or  
21 objects of interest to cultural communities;

22           (e) Damaging and leaving roads and trails in a damaged condition;

23           (f) Squatting or illegal occupation of any land;

24           (g) Constructing or maintaining any kind of structure, fence or  
25 enclosure, or conducting any business enterprise without a permit from the  
26 PAMB;

27           (h) Leaving in exposed or unsanitary conditions refuse or debris, or  
28 depositing in ground or in bodies of water; and

1 (i) Altering, removing, destroying or defacing boundary marks or  
2 signs.

3 SEC. 16. *Penalties.* – Whoever violates this Act or rules and  
4 regulations issued by the DENR or the PAMB pursuant to this Act, or whoever  
5 is found guilty by a competent court of justice of any of the offenses in the  
6 preceding section, shall be fined in the amount of not less than five thousand  
7 pesos (P5,000.00) nor more than five hundred thousand pesos (P500,000.00),  
8 exclusive of the value of the thing damaged, or imprisonment of not less than  
9 one (1) year but not more than six (6) years, or both, as determined by the  
10 court: *Provided,* That if the area requires rehabilitation or restoration as  
11 determined by the court, the offender shall also be required to restore or  
12 compensate for the restoration of the damage: *Provided, further,* That the  
13 court shall order the eviction of the offender from the area and the forfeiture in  
14 favor of the government of all minerals, timber, or any terrestrial or marine  
15 species collected or removed, including all equipment, devices and firearms  
16 used in connection therewith and any construction or improvement made  
17 thereon by the offender. If the offender is an association or a corporation, the  
18 president or manager shall be directly responsible for the acts of the employees  
19 and laborers: *Provided, finally,* That the DENR may impose administrative  
20 fines and penalties consistent with this Act.

21 SEC. 17. *Special Prosecutor.* – Within thirty (30) days from the  
22 effectivity of this Act, the Department of Justice shall appoint a special  
23 prosecutor to whom all cases of violation of the laws and rules and regulations  
24 in the protected area shall be assigned. Such special prosecutor shall  
25 coordinate with the PAMB and the PASu in the performance of the person's  
26 duties and assist in the training of rangers in apprehension and criminal  
27 procedures.

1           SEC. 18. *Appropriations.* – The Secretary of the DENR shall  
2 immediately include in the Department's program the implementation of this  
3 Act, the funding of which shall be included in the annual General  
4 Appropriations Act.

5           SEC. 19. *Separability Clause.* – If any part or section of this Act is  
6 declared unconstitutional by the court, such declaration shall not affect the  
7 other parts or sections hereof.

8           SEC. 20. *Repealing Clause.* – All laws, presidential decrees, executive  
9 orders and rules and regulations inconsistent with any provision of this Act  
10 shall be deemed repealed or modified accordingly.

11           SEC. 21. *Effectivity.* – This Act shall take effect fifteen (15) days after  
12 its publication in the *Official Gazette* or in any newspaper of general  
13 circulation readily available in and around the scope specified herein. It shall  
14 likewise be posted in a conspicuous place at the municipal halls of Agoo and  
15 Sto. Tomas, Province of La Union and in the barangay halls concerned where  
16 the protected area is located and in other places frequented by the public.

Approved,

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