



HOUSE OF REPRESENTATIVES

H. No. 5775

BY REPRESENTATIVES APOSTOL AND MATUGAS, PER COMMITTEE REPORT
No. 726

AN ACT PROHIBITING MINING OPERATIONS WITHIN THE
CARIGARA BAY AREA, LOCATED BETWEEN THE NORTHERN
PORTION OF LEYTE PROVINCE AND BILIRAN PROVINCE

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

1 SECTION 1. All mining activities within the Carigara Bay, located
2 between the northern portion of Leyte Province and Biliran Province, shall be
3 prohibited.

4 As used in this Act, mining activities shall refer to the extraction of
5 valuable minerals or other geological materials from the earth and shall include
6 such mining activities as exploration, feasibility, development, utilization and
7 processing as well as quarry operations involving cement raw materials,
8 marble, granite, sand and gravel construction aggregates, whether large-scale
9 or small-scale operation: *Provided*, That the quarrying of gravel and sand for
10 projects directly undertaken by agencies of the national government or by the
11 provincial government for basic services such as roads and bridges, school
12 buildings, water and energy utilities and similar public works, is exempted
13 from the coverage of this Act, subject, however, to the requirements of existing
14 mining and environmental laws.

1 SEC. 2. Any person, entity, or a group of persons or entities who shall
2 violate the provisions of this Act shall be penalized with a fine of not less than
3 one million pesos (P1,000,000.00): *Provided*, That the owners, officers and
4 employees of firms or entities who violate any provision of this Act shall also
5 be held liable and shall be penalized with imprisonment of not less than one (1)
6 year nor more than three (3) years.

7 SEC. 3. Within three (3) months following the effectivity of this Act,
8 the Secretary of the Department of Environment and Natural Resources shall
9 promulgate the necessary rules and regulations for its effective implementation.

10 SEC. 4. If any portion or provision of this Act is declared invalid or
11 unconstitutional, all other sections or provisions not affected thereby shall
12 remain in force and effect.

13 SEC. 5. All laws, orders, issuances, rules and regulations or parts
14 thereof inconsistent with the provisions of this Act are hereby repealed or
15 modified accordingly.

16 SEC. 6. This Act shall take effect fifteen (15) days after its publication
17 in the *Official Gazette* or in a newspaper of general circulation.

Approved,

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