

RECORD OF THE SENATE

TUESDAY, AUGUST 15, 2000

OPENING OF THE SESSION

At 3:32 p.m., the Senate President, Hon. Franklin M. Drilon, called the session to order.

The President. The 11th session of the Third Regular Session of the Eleventh Congress is hereby called to order.

Let us all stand for the opening prayer to be led by the Majority Leader, Sen. Francisco S. Tatad.

Everybody rose for the prayer.

PRAYER

Senator Tatad. Let us pray.

Almighty Father, so much hate, anger and foolishness have covered our land with blood. Listen to us not for our inequities but for the love You bear Your children.

On the solemnity of the Assumption, may the prayers of the Virgin whom You have clothed with the sun and filled with grace be also ours so that we may have the humility to seek true peace and by Your goodness find it; not our peace but Your peace.

All these we ask in the name of Jesus, Your Son, our Lord, who lives and reigns with You and the Holy Spirit, one God, forever and ever.

Amen.

ROLL CALL

The President. The Secretary will please call the roll.

The Secretary, reading:

Senator Teresa Aquino-Oreta Present
Senator Robert Z. Barbers Present
Senator Rodolfo G. Biazon Present
Senator Renato L. Compañero Cayetano Present
Senator Anna Dominique M.L. Coseteng Present
Senator Miriam Defensor Santiago Present
Senator Juan Ponce Enrile Present
Senator Juan M. Flavies Present
Senator Teofisto T. Guingona Jr. Present
Senator Gregorio B. Honasan Present

Senator Robert S. Jaworski Present
Senator Loren B. Legarda-Leviste Present
Senator Ramon B. Magsaysay Jr. Present
Senator Blas F. Ople Present
Senator John Henry R. Osmeña Present
Senator Sergio R. Osmeña III Present*
Senator Aquilino Q. Pimentel Jr. Present
Senator Ramon B. Revilla Present
Senator Raul S. Roco Present
Senator Vicente C. Sotto III Present
Senator Francisco S. Tatad Present
The President Present

The President. With 21 senators present, there is a quorum.

The Majority Leader is recognized.

THE JOURNAL

Senator Tatad. Mr. President, I move that we dispense with the reading of the *Journal* of the previous session, Session No. 10, and consider it approved.

The President. Is there any objection? [*Silence*] There being none, the motion is approved.

Senator Tatad. I move that we proceed to the Reference of Business.

The President. Is there any objection? [*Silence*] There being none, the motion is approved.

The Secretary will read the Reference of Business.

REFERENCE OF BUSINESS

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Secretary.

August 9, 2000

The Honorable
FRANKLIN M. DRILON
President of the Senate
Financial Center
Pasay City 1308

Mr. President:

I have been directed to inform the Senate that the

*Arrived after the roll call

Senator Osmeña III. Point of clarification, Mr. President. I understand LAMP is not even a registered party. *[Laughter]*

Senator Tatad. LAMP is well-lit and shining, Mr. President.

BILL ON SECOND READING
S. No. 1595—Integrated Solid Waste Management
Act of 1999
(Continuation)

Senator Tatad. Mr. President, I move that we resume consideration of Senate Bill No. 1595 as reported out under Committee Report No. 52.

The President. Is there any objection? *[Silence]* There being none, resumption of consideration of Senate Bill No. 1595 is now in order.

Senator Tatad. Mr. President, we are still in the period of amendments. I ask that the distinguished sponsor, Sen. Loren Legarda-Leviste, be recognized, and to resume his amendments, Sen. Sergio R. Osmeña III.

The President. Sen. Loren Legarda-Leviste is recognized. Sen. Sergio R. Osmeña III is likewise recognized.

Senator Legarda-Leviste. I will yield to my "Lakas ng LAMP" colleague.

MANIFESTATION OF SENATOR CAYETANO
(Senator Defensor Santiago as one of the Principal
Authors of S. No. 2038)

Senator Cayetano. Mr. President, with the permission of the principal author, my colleague, Senator Legarda-Leviste, and with the permission of the Majority Leader, may I put on record that Sen. Miriam Defensor Santiago is also one of the principal authors of Senate Bill No. 2038.

The President. The Secretariat is directed to reflect that manifestation into the *Record*.

MANIFESTATION OF SENATOR TATAD
(All Senators Present as Coauthors of S. No. 2038)

Senator Tatad. With the consent of the sponsor, we would like to make all the senators here present coauthors of this measure.

The President. Let the record so reflect the manifestation of the Majority Leader.

Sen. Loren B. Legarda-Leviste and Sen. Sergio R. Osmeña III may now proceed.

Senator Osmeña III. Thank you, Mr. President.

With the permission of the distinguished sponsor, will she yield the floor to consider a few amendments?

Senator Legarda-Leviste. Yes, gladly, Mr. President. I would just like to know where we left off yesterday.

Senator Osmeña III. May we propose some anterior amendments on page 2.

SUSPENSION OF SESSION

I move that we suspend the session for one minute, Mr. President.

The President. The session is suspended, if there is no objection. *[There was none.]*

It was 4:31 p.m.

RESUMPTION OF SESSION

At 4:33 p.m., the session was resumed.

The President. The session is resumed. Sen. Sergio R. Osmeña III is recognized.

OSMEÑA III AMENDMENTS

Senator Osmeña III. On page 2, line 16a, may we propose a new subparagraph to be known as subparagraph (B), to read as follows:

B)BUY-BACKCENTER SHALLREFER TOARECYCLING CENTER THAT PURCHASES OR OTHERWISE ADOPTS RECYCLABLE MATERIALS FROM THE PUBLIC FOR THE PURPOSE OF RECYCLING SUCH MATERIALS.

Senator Legarda-Leviste. The amendment is accepted, Mr. President.

The President. Is there any objection? *[Silence]* There being none, the amendment is approved.

Senator Osmeña III. On page 2a, line 23a, we propose a new subparagraph (F), to read as follows:

F)DISPOSABLE PRODUCT SHALL MEAN A PRODUCT WHICH IS USED BY THE CONSUMER ONE OR MORE TIMES, AFTER WHICH IT IS TYPICALLY DISPOSED OF WITHOUT FURTHER USE OR RECYCLING.

Senator Legarda-Leviste. The amendment is accepted, Mr. President.

The President. Is there any objection? *[Silence]* There being none, the amendment is approved.

Senator Osmeña III. On page 2a, line 24, we propose a new subparagraph (H), to read as follows:

H) ENVIRONMENTALLY ACCEPTABLE SHALL MEAN AND INCLUDE AN ITEM COMPRISED OF MATERIALS WHICH MEET ONE OR MORE OF THE FOLLOWING SPECIFICATIONS:

- 1) BIODEGRADABLE: PAPER OR OTHER CELLULOSE-BASED ITEM CAPABLE OF BEING DECOMPOSED AND METABOLIZED BY NATURAL OR BIO-CHEMICAL PROCESSES;
- 2) RETURNABLE: AN ITEM DESIGNED TO BE USED AT LEAST FIVE (5) TIMES FOR THE SAME OR SIMILAR USE AND WHICH WILL ON AVERAGE BE COLLECTED, REFILLED AND REUSED A MINIMUM OF FIVE (5) TIMES; AND
- 3) RECYCLABLE: AN ITEM COMPRISED OF MATERIALS THAT ARE READILY SEPARABLE FROM SOLID WASTE BY THE GENERATOR OR DURING COLLECTION AND ARE CURRENTLY COLLECTED, MARKETING AND SOLD WITHIN THE COUNTRY FOR THE PURPOSE OF BEING USED AS A RAW MATERIAL FOR THE MANUFACTURING OF A RECYCLED PRODUCT.

That is the end of the subparagraph.

Senator Roco. Mr. President.

The President. What is the pleasure of Senator Roco?

Senator Roco. May we just have copies. These are fairly lengthy amendments. Considering that we seem to be having a compendium of ecological terms, maybe the various amendments should just be put in writing. I myself, Mr. President, will be finalizing similar proposed amendments where it becomes difficult, very technical and lengthy. So if we may have copies, then maybe we can all be better-informed as regards the proposed amendments.

The President. All right.

Senator Osmeña III. We are having our staff run a quick

copy for the senator from Bicol and additional copies for all other senators.

Senator Roco. May we take it up later.

Senator Legarda-Leviste. May we just proceed with the amendments when we have copies.

The President. Consideration of the latest amendment is held in abeyance until copies thereof are distributed to the members of the Senate.

Sen. Sergio R. Osmeña III may proceed to other amendments, if any.

Senator Osmeña III. We have several more fairly long definitions.

SUSPENSION OF SESSION

The President. With the permission of the Chamber, may we suspend the session for a few minutes to allow the duplication by the Secretariat of these lengthy amendments for distribution to the members of the Chamber, if there is no objection. *[There was none.]*

It was 4:37 p.m.

RESUMPTION OF SESSION

At 4:48 p.m., the session was resumed.

The President. The session is resumed.

Senator Tatad. Mr. President, it appears that Sen. Sergio R. Osmeña III has two sets of proposed amendments. One, a series of lengthy amendments; another, a series of short amendments. The long amendments are now being reproduced, but he is in a position to proceed with the short amendments. The sponsor has agreed to entertain the proposed short amendments.

In connection with the long amendments, there is a proposal that all those who have such types of amendments may submit these texts to the sponsor and to the other members of the Senate so that we will not have to spend too much time looking at them when they are formally manifested on the floor.

I now move that we resume the period of amendments, Mr. President.

The President. The period of amendments is resumed. Sen. Sergio R. Osmeña III is recognized.

OSMEÑA III AMENDMENTS

Senator Osmeña III. Mr. President, on page 5, line 1, in the definition of "Solid Waste", delete the words "domestic and" and then in line 2 after the word "municipal", include the words WASTE AND.

So the lines shall read as follows: "Solid Waste - shall refer to all municipal WASTE AND refuse".

Senator Legarda-Leviste. May we hear the proposed amendment again please, Mr. President?

Senator Osmeña III. In lines 1 and 2, delete the words "domestic and" at the end of line 1. In line 2, after the word "municipal", insert the words WASTE AND. So the line shall now read: "Solid Waste - shall refer to all municipal WASTE AND refuse".

Senator Legarda-Leviste. May we just hear from ...

The President. Senator Enrile wishes to be recognized. He is therefore recognized. What is his pleasure?

Senator Enrile. May we ask the proponent of the amendment a question, Mr. President?

Senator Osmeña III. Certainly.

Senator Enrile. If we limit, Mr. President, the definition of solid waste to domestic or municipal waste or refuse, how about the waste or refuse of international shipping operators whose ships come to port and within the territorial jurisdiction of the Philippines?

Senator Osmeña III. The municipal waste, Mr. President, does not refer to the waste merely generated within a municipality.

If we look at page 3, subparagraph (k), domestic waste is already included in the definition of municipal waste. So, the definition of municipal waste—if I might be permitted to read—states:

Municipal Wastes - shall refer to wastes produced from activities within municipalities which include the combination of domestic, commercial, institutional and industrial wastes and street litters.

Therefore, it was just being repetitious.

Senator Enrile. When we use the term "municipal", Mr. President, legally and traditionally, we refer only to towns and not cities.

Senator Osmeña III. I suppose the chairperson here would be in a better position to respond to that, but I feel that the word "municipal" here refers to any LGU or local government unit.

Senator Enrile. I think we better check that, Mr. President, because my recollection is, when we talk of municipal law, we are talking of the laws that govern municipalities.

Senator Osmeña III. Therefore, would the gentleman say now that we have to expand the meaning of "municipal" or put in the meaning of "city wastes"?

Senator Enrile. Maybe, it is better to say "local government".

Senator Osmeña III. Local government waste?

Senator Enrile. ...or "LGU".

Senator Legarda-Leviste. Mr. President, the way "municipal" was used here was not only to limit the wastes to municipalities. It is a terminology that is always being used by solid waste management groups, more particularly the NGOs. It had been called to mean municipal waste even if it referred to cities—whether it referred to cities or municipalities. That was how it was used before.

Senator Enrile. Is this usage current in the country or is this current in other parts of the world?

Senator Legarda-Leviste. Yes, Mr. President. "Municipal wastes" is used quite loosely, and generally it refers to wastes whether from cities or municipalities. It does not refer to the local government unit...

Senator Enrile. Is that already an accepted usage in the country, Mr. President?

Senator Legarda-Leviste. I believe it is, Mr. President, since it is the way many of the solid waste NGOs use it and mean it to be.

The President. If the meaning will not so change, why do we not use the word "local"? At least, it covers all the political subdivisions.

Senator Legarda-Leviste. There is no problem about that. If it will mean clarity in the definition, if that is a proposed amendment of the first proponent...

Senator Osmeña III. Perhaps, if the gentleman from Cagayan is referring to the definition on page 3, subparagraph

[k], of "Municipal Waste," which reads: "shall refer to wastes produced from activities within municipalities+", why do we not change the word "municipalities" to LOCAL GOVERNMENT UNITS?

Senator Enrile. Maybe we can say MUNICIPALITIES, CITIES AND PROVINCES or CITIES. Because there is no part of the country that is not covered by either a municipality or a city.

Senator Legarda-Leviste. Mr. President, just to elucidate on this question. It is a technical term which is used even in books and periodicals. Municipal waste does not only refer to the municipality. It does not only refer to the local government unit. It is a technical term, which is used to refer to the solid wastes generated from different areas. It is widely accepted and it is contained in periodicals and books.

Senator Enrile. But we lawyers have a peculiar way of thinking and reasoning. We are very fond of technical interpretation.

If the sponsor is not precise with her term, she will rip this law apart and many people will scathe her neck. So I would rather that we craft a well-conceived definition to cover everything, because we do not use the language of the street in the courtroom.

Thank you, Mr. President.

SUSPENSION OF SESSION

Senator Legarda-Leviste. Mr. President, I move that we suspend the session for one minute.

The President. Is there any objection? *[Silence]* There being none, the session is suspended for one minute.

It was 4:57 p.m.

RESUMPTION OF SESSION

At 4:58 p.m., the session was resumed.

The President. The session is resumed. Sen. Sergio R. Osmeña III is recognized.

Senator Osmeña III. Mr. President, I have a pending amendment on the floor. And subsequent to that, the gentleman from Cagayan has agreed to amend the definition of "Municipal Waste". So may I ask for the disposition of the pending amendment in lines 1 and 2 of page 5?

The President. Before I recognize the sponsor, may I recognize Senator Roco.

Senator Roco. Mr. President, I have an inquiry.

I am very concerned about all these definitions, because they do not seem to add to the law anyway. But in any event, are we now going to call it "local government unit"? Is this the pending amendment—"local government refuse"?

Senator Osmeña III. No, Mr. President. We will be amending the definition of "Municipal Wastes" on page 3.

Senator Roco. Mr. President, are we on page 5 or page 3?

Senator Osmeña III. We are now on page 5. There is a pending amendment. If the gentleman wants me to withdraw it, I will do so and go back to page 3 and come up with an anterior amendment to clarify the issue that was raised by the gentleman from Cagayan.

Senator Roco. Mr. President, may we ask the Majority Leader to kindly define some procedure here, because it is hard enough that we are trying to create a dictionary of sorts.

SUSPENSION OF SESSION

Senator Tatad. Mr. President, I move that we suspend the session for one minute.

The President. Is there any objection? *[Silence]* There being none, the session is suspended for one minute.

It was 4:59 p.m.

RESUMPTION OF SESSION

At 5:10 p.m., the session was resumed.

The President. The session is resumed. The Majority Leader is recognized.

Senator Tatad. I ask that Senator Roco be recognized.

The President. Senator Roco is recognized.

MOTION OF SENATOR ROCO (To Start from the Substantive Portions of the Bill and Deal with the Definition Later)

Senator Roco. On a procedural motion, Mr. President.

In the informal discussion here, may we just move that

we proceed with the substantive portions and deal with the definitions last, so that we begin with Section 4, on Lead Agency. Then, all those who may have any proposed definitions or amendments to the definitions can meet together with the chairperson and they can make *bunong-braso* about these definitions. Then it can be submitted to us as a total new lexicography.

In the meantime, Mr. President, maybe it will facilitate if procedurally we proceed from Section 4, if that is the beginning of the main bill.

Would this be an acceptable motion to the Majority Leader?

Senator Tatad. We support the motion, Mr. President, and I hope Senator Osmeña III would similarly support it.

Senator Osmeña III. All right, Mr. President.

The President. All right. So, we will proceed along that line.

Senator Roco. If there is an approval of the motion, Mr. President.

The President. Is there any objection? *[Silence]* There being none, the motion is approved.

Senator Roco. Thank you, Mr. President.

So, we will proceed from Section 4.

Senator Osmeña III. May I move to page 7A? Are there anterior amendments on...

Senator Enrile. Mr. President.

The President. What is the pleasure of Senator Enrile?

Senator Enrile. I am going to page 18, but if there are anterior amendments, I will defer, Mr. President.

Senator Osmeña III. On page 7A...

Senator Legarda-Leviste. Just a minute. I thought it was on page 6, Mr. President. Where are we starting from? I think the gentleman left off yesterday on page 6.

Senator Osmeña III. I do not think we got to page 6 yesterday. We never got through even with page 5.

Senator Legarda-Leviste. There was a motion earlier by

Senator Roco to start from the substantive portion of the bill, which starts on page 6, Section 4. May we know if anybody will provide some amendments here? Otherwise, we will proceed to where Senator Osmeña III left off, which is page 7.

OSMEÑA III AMENDMENTS

Senator Osmeña III. My next amendment would be on page 7A. In line 29, after the words "action plans", delete the words "with resource recovery features".

In line 30, after the word "units" and before the semicolon (;), insert the phrase WHICH GIVE PRIORITY TO SOURCE AND WASTE REDUCTION, RECYCLING AND COMPOSTING PROGRAMS.

Senator Legarda-Leviste. It is accepted, Mr. President.

The President. Is there any objection? *[Silence]* There being none, the amendments are approved.

Senator Osmeña III. On page 8, add two new subparagraphs after line 2. First, in line 2, delete the word "and" at the end of the line, and then maybe line 2a, add subparagraph (I) which will read as follows:

(I) ENCOURAGE ALL LOCAL GOVERNMENT AGENCIES AND ALL LOCAL GOVERNMENT UNITS TO PATRONIZE PRODUCTS MANUFACTURED USING RECYCLED AND RECYCLABLE MATERIALS.

Senator Legarda-Leviste. The amendment is accepted, Mr. President.

The President. Is there any objection? *[Silence]* There being none, the amendment is approved.

Senator Osmeña III. Right after that, add a new subparagraph (J) to read as follows:

(J) PROPOSE AND ADOPT REGULATIONS REQUIRING THE SOURCE SEPARATION AND POST-COLLECTION SEPARATION, SEGREGATED COLLECTION, PROCESSING, MARKETING AND SALE OF ORGANIC AND DESIGNATED RECYCLABLE MATERIAL GENERATED IN EACH LOCAL GOVERNMENT UNIT;

Senator Legarda-Leviste. The amendment is accepted, Mr. President.

The President. Is there any objection? *[Silence]* There being none, the amendment is approved.

Senator Osmeña III. In line 16a of the same page after the word "COUNCILS"...

Senator Legarda-Leviste. I am sorry. We are on page 10 now. Is that right?

Senator Osmeña III. We are on page 8. After the word "COUNCILS.", change the period (.) to a semicolon (;) and insert the following: *PROVIDED, THAT FOR THE NATIONAL CAPITAL REGION, THE METRO MANILA DEVELOPMENT AUTHORITY SHALL BE GIVEN THE PRIMARY RESPONSIBILITY FOR THE IMPLEMENTATION OF THIS ACT.*

SUSPENSION OF SESSION

Senator Legarda-Leviste. Mr. President, I move that we suspend the session for one minute.

The President. Is there any objection? *[Silence]* There being none, the session is suspended for one minute.

It was 5:16 p.m.

RESUMPTION OF SESSION

At 5:17 p.m., the session was resumed.

The President. The session is resumed. Senator Legarda-Leviste may proceed.

Senator Legarda-Leviste. We accept the amendment of Sen. Sergio R. Osmeña III, Mr. President.

The President. Is there any objection? *[Silence]* There being none, the amendment is approved.

Senator Osmeña III. On page 10, line 14, after the word, "base", put a colon (:) and delete all the words that start from "that links" up to the end of the line in line 15, and in its place, insert the following:

1) ON SOLID WASTE GENERATION AND MANAGEMENT TECHNIQUES AS WELL AS THE MANAGEMENT, TECHNICAL AND OPERATIONAL APPROACHES TO RESOURCE RECOVERY; AND 2) OF PROCESSORS/RECYCLERS, THE LIST OF MATERIALS BEING RECYCLED OR BOUGHT BY THEM AND THEIR RESPECTIVE PRICES.

So for the benefit of the sponsor, the entire subparagraph (b) shall read as follows:

b) Establish and manage a SOLID WASTE MANAGEMENT information data base: 1) ON SOLID WASTE GENERATION AND MANAGEMENT TECHNIQUES AS WELL AS THE MANAGEMENT, TECHNICAL AND OPERATIONAL APPROACHES TO RESOURCE RECOVERY; AND 2) OF PROCESSORS/RECYCLERS, THE LIST OF MATERIALS BEING RECYCLED OR BOUGHT BY THEM AND THEIR RESPECTIVE PRICES.

Senator Legarda-Leviste. It is accepted, Mr. President.

The President. Is there any objection? *[Silence]* There being none, the amendment is approved.

Senator Osmeña III. On page 11, between lines 16c and line 17...

Senator Roco. Mr. President.

The President. Senator Roco is recognized.

Senator Roco. Mr. President, I am still on page 6 on the National Commission on...Is it all right to have an anterior amendment?

The President. Anterior amendment is being proposed. Senator Roco is recognized.

Senator Roco. Because of the rapid growth of this bill, we are having some difficulty catching up.

The National Commission on Solid Waste Management is composed of 16 members—16—12 and 4. And I was wondering if the distinguished sponsor may accept amendments so that the government representatives shall be heads of the agencies or those designated by the head of the agency who shall attend the meetings permanently. We did this in some agencies, Mr. President, because naming all these secretaries of the DENR, Department of Health, or the chairman of the Metro Manila Development Authority who is attending 10,000 meetings—all of them are attending 10,000 meetings—does not achieve anything.

In some of the previous bills, Mr. President, while we put in heads of the departments or whoever they designate who shall attend permanently, then we will have something going for the commission.

Senator Legarda-Leviste. Yes, Mr. President. If the gentleman will recall, the original form of this bill had a National Solid Waste Management Council which had the different directors, specific directors of the various government agencies

as its members. However, upon consultation and upon the amendment of Senator Honasan which converted this council into a commission and therefore elevated the membership to the secretaries—this is an amendment which we accepted a few weeks ago—then the council, as then, is transformed into a commission with the secretaries as members.

ROCO AMENDMENT

Senator Roco. Now, that notwithstanding, Mr. President, may we introduce then the amendment in lines 15(c), (d) and (e). So that it will read: "THE GOVERNMENT SECTOR IN THE COMMISSION SHALL BE REPRESENTED BY THE HEADS OF THE FOLLOWING AGENCIES IN THEIR EX OFFICIO CAPACITY OR WHOEVER THE HEADS MAY DESIGNATE WHO SHALL PERMANENTLY ATTEND MEETINGS."

Then we will have a working commission. In other words, it is up to the secretary to decide whether he wants to attend these meetings. If he does not want from the very beginning, he will never attend. So whoever is the expert in the field.

Senator Legarda-Leviste. Yes, Mr. President. I believe that should be no problem.

Senator Roco. So that is accepted.

The President. Subject to style?

Senator Roco. Yes, Mr. President.

The President. The amendment has been accepted by the sponsor. Is there any objection? *[Silence]* There being none, the amendment is approved.

Senator Roco. On page 7, Mr. President, line 19, "FORMULATE THE NATIONAL"... may we suggest that the word ECOLOGICAL be inserted between "NATIONAL" and "SOLID". So that it will read "FORMULATE THE NATIONAL ECOLOGICAL SOLID WASTE MANAGEMENT".

The President. What does the sponsor say?

Senator Legarda-Leviste. It is accepted, Mr. President.

The President. Is there any objection? *[Silence]* There being none, the amendment is approved.

Senator Roco. Thank you, Mr. President.

On page 7a, may we suggest an addition to line 23. I will read it: "Assist the local governments in the establishment

of local solid waste management councils; [and LOCAL ecology centers]."

Senator Legarda-Leviste. It is accepted, Mr. President.

Senator Roco. Yes, it was originally there.

The President. For the clarification of the Chair, the phrase "[and ecology centers]" is in brackets. What is the proposed amendment?

Senator Legarda-Leviste. I am sorry. May we inform the proponent that there is a National Ecology Center but the local government units would have Local Solid Waste Management Councils but no local ecology centers.

Senator Roco. Is that the same as the local ecology center?

Senator Legarda-Leviste. Yes, Mr. President.

Senator Roco. By some other name. All right, then I will withdraw that.

The President. Is the amendment withdrawn?

Senator Roco. Yes, Mr. President.

On page 8 now, line 16a, insert ECOLOGICAL between "LOCAL" and "SOLID". So that it reads now: "LOCAL ECOLOGICAL".

Senator Legarda-Leviste. It is accepted, Mr. President.

The President. Is there any objection? *[Silence]* There being none, the amendment is approved.

Senator Roco. The same amendment, Mr. President, in line 16a of page 9, so that we have "ECOLOGICAL SOLID WASTE MANAGEMENT". Insert the word ECOLOGICAL before "SOLID WASTE MANAGEMENT" in line 16a.

Senator Legarda-Leviste. It is accepted, Mr. President.

The President. Was that not already approved?

Senator Roco. No, it is in another line. We are just making it consistent.

In fact, if the Chamber will allow it, we may have a continuing amendment so that the term "ECOLOGICAL Waste Management" will keep appearing and so that we do not have to go through... It is an omnibus amendment to that effect, Mr. President, subject to style.

The President. All right. There is an omnibus amendment to insert the word ECOLOGICAL before "Solid Waste", wherever the phrase appears.

Senator Roco. That is correct, Mr. President.

The President. Is that acceptable to the sponsor?

Senator Legarda-Leviste. It is accepted, Mr. President.

The President. Is there any objection to the omnibus amendment? *[Silence]* There being none, the omnibus amendment is approved.

Senator Roco. Thank you, Mr. President.

On page 9A, line 32, we insert the words "COMPOST AND recycle" after the phrase "opportunity to".

The President. What does the sponsor say?

Senator Legarda-Leviste. Yes, it is accepted, Mr. President.

The President. Is there any objection to the amendment? *[Silence]* There being none, the amendment is approved.

Senator Roco. May we now yield to the page 10 amendments of the distinguished gentleman from Cebu.

Thank you, Mr. President.

Senator Legarda-Leviste. Mr. President, may I just make one individual amendment on page 10, before Sen. Sergio R. Osmeña III goes to the next page.

Between lines 15 and 16, Section 8, insert a new subparagraph (C):

PROMOTE THE DEVELOPMENT OF A RECYCLING MARKET THROUGH THE ESTABLISHMENT OF A NATIONAL RECYCLING NETWORK THAT WILL ENHANCE THE OPPORTUNITY TO RECYCLE.

The President. Before we act on that proposal, Senator Enrile is recognized.

Senator Enrile. This is a matter of parliamentary inquiry, Mr. President.

Is that a committee amendment or an individual amendment?

Senator Legarda-Leviste. This is an individual amendment, Mr. President.

Senator Enrile. Mr. President, may I politely call the attention of the sponsor that she is the one receiving amendments.

Senator Legarda-Leviste. Well, it was earlier agreed, Mr. President, that we will go page by page. Because we were through with Senator Osmeña's (S.) amendments on page 10...

SUSPENSION OF SESSION

Senator Enrile. Mr. President, I move that we suspend the session for one minute.

The President. Is there any objection? *[Silence]* There being none, the session is suspended for one minute.

It was 5:27 p.m.

RESUMPTION OF SESSION

At 5:28 p.m., the session was resumed.

The President. The session is resumed.

Senator Enrile. I withdraw my parliamentary inquiry, Mr. President.

The President. The parliamentary inquiry is withdrawn.

Senator Legarda-Leviste may proceed.

Senator Legarda-Leviste. Thank you, Mr. President. Would the Chair want me to restate the amendment?

The President. Please do so.

LEGARDA-LEVISTE AMENDMENT

Senator Legarda-Leviste. On page 10, between lines 15 and 16, Section 8, insert a new subparagraph (C) to read as follows:

(C) PROMOTE THE DEVELOPMENT OF A RECYCLING MARKET THROUGH THE ESTABLISHMENT OF A NATIONAL RECYCLING NETWORK THAT WILL ENHANCE THE OPPORTUNITY TO RECYCLE.

The President. Is there any objection to the amendment? *[Silence]* There being none, the amendment is approved.

Senator Legarda-Leviste. I am now ready to receive Sen. Sergio Osmeña's amendments.

TATAD AMENDMENT

Senator Tatad. Mr. President, as a consequence thereof, we have to reletter the next two letters (c) and (d) in lines 16 and 18.

Senator Legarda-Leviste. That is correct, Mr. President.

The President. Is there any objection to the amendment? *[Silence]* There being none, the amendment is approved.

Sen. Sergio R. Osmeña III may proceed.

OSMEÑA III AMENDMENTS

Senator Osmeña III. Mr. President, on page 11, between lines 16c and 17, insert a new subparagraph (d) which is THE LOCAL GOVERNMENT ENGINEER. In other words, we seek to include the municipal engineer, if any, the city engineer or the provincial engineer in the Local Solid Waste Management Council.

Senator Legarda-Leviste. It is accepted, Mr. President.

The President. Is there any objection to the amendment? *[Silence]* There being none, the amendment is approved.

Senator Osmeña III. On page 12, insert two new sections between lines 2 and 2a. A new section to be known as SECTION 11 shall read as follows—this is a little bit long but simple:

SEC. 11. MANDATORY SOURCE SEPARATION FOR RESIDENTIAL AND COMMERCIAL PREMISES. - COMMENCING ONE YEAR FROM THE ENACTMENT OF THIS ACT, ALL OWNERS OR PERSONS IN CONTROL OF ANY RESIDENTIAL OR COMMERCIAL PREMISES SHALL BE REQUIRED TO SEPARATE FROM ALL OTHER REFUSE COLLECTED OR RECEIVED BY THE MUNICIPALITY OR ANY OTHER COLLECTOR THE FOLLOWING ITEMS:

- A) NEWSPRINT;
- B) OFFICE PAPER,
- C) CARDBOARD;
- D) GLASS BOTTLES AND JARS;
- E) ALUMINUM CANS;

F) STEEL AND BI-METAL CANS;

G) FOOD AND ORGANIC WASTE;

H) TOXIC MATERIALS, INCLUDING BUT NOT LIMITED TO BATTERIES, FLOURESCENT BULBS, PAINT AND THINNER CANS, INSECTICIDE CONTAINERS AND SUCH OTHER ITEMS AS MAY BE MANDATED BY THE COMMISSION.

FOR PREMISES CONTAINING SIX OR MORE RESIDENTIAL UNITS, THE LOCAL GOVERNMENT UNIT SHALL PROMULGATE REGULATIONS REQUIRING THE OWNER OR PERSON IN CHARGE OF SUCH PREMISES TO:

A) PROVIDE FOR THE RESIDENTS A DESIGNATED AREA AND CONTAINERS IN WHICH TO ACCUMULATE SOURCE SEPARATED RECYCLABLE MATERIALS TO BE COLLECTED BY THE MUNICIPALITY OR PRIVATE CENTER; AND

B) NOTIFY THE OCCUPANTS OF SUCH BUILDINGS OF THE REQUIREMENTS OF THIS ACT AND THE REGULATIONS PROMULGATED PURSUANT THERETO.

That is the end of our section.

Senator Legarda-Leviste. Yes, Mr. President, we gladly accept the amendment.

The President. Is there any objection? *[Silence]* There being none, the amendment is approved.

Senator Osmeña III. I have a new section but it is rather long. I would like to have it copied for the benefit of the members here. It will be Section 12. I would like to reserve my right to revisit this particular line and I also ask that all the sections be renumbered after Section 12 is introduced.

With the kind permission of the sponsor, may we skip ahead to the next amendment until copies of Section 12 are given to every member on the floor.

On page 14, Mr. President, if there is no anterior amendment, line 10, after the words "sanitary landfills," insert the phrase OR CONTROLLED DUMPS.

It shall now read "all solid waste shall either be utilized for resource/energy recovery or disposed of in sanitary landfills OR CONTROLLED DUMPS, or otherwise disposed of in any other environmentally-sound manner."

Senator Legarda-Leviste. It is accepted, Mr. President.

The President. Is there any objection? [Silence] There being none, the amendment is approved.

Senator Osmeña III. In line 14, after the words "government unit within", delete the phrase "the prescribed timetable" and insert instead the phrase EIGHTEEN (18) MONTHS FROM THE EFFECTIVITY OF THIS ACT.

It shall now read: "Provide for the phase out or eventual closure, or upgrading into sanitary landfills, of all existing open dumps within the local government unit within EIGHTEEN (18) MONTHS FROM THE EFFECTIVITY OF THIS ACT pursuant to the provisions of this Act."

SUSPENSION OF SESSION

Senator Legarda-Leviste. Because I do not have a copy of that provision, I would just like to request that we suspend the session for one minute to read the amendment, Mr. President.

The President. The session is suspended for one minute, if there is no objection. [There was none.]

It was 5:35 p.m.

RESUMPTION OF SESSION

At 5:36 p.m., the session was resumed.

The President. The session is resumed. Senator Legarda-Leviste is recognized.

Senator Legarda-Leviste. We accept the Osmeña amendment, Mr. President.

The President. The amendment is accepted. Is there any objection? [Silence] There being none, the amendment is approved.

Senator Osmeña III. In line 25, delete the last word "AND", and between lines 25 and 25a, add a new subparagraph to be known as subparagraph (F), which shall read as follows:

(F) PROVIDE A TIME FRAME FOR THE REHABILITATION AND/OR RECLAMATION OF ABANDONED OPEN DUMP SITES/SANITARY LANDFILLS AFTER REACHING THEIR FULL POTENTIALS SO THEY CAN BE UTILIZED FOR COMMERCIAL AND INDUSTRIAL PURPOSES.

Senator Legarda-Leviste. It is accepted, Mr. President.

The President. Is there any objection? [Silence] There being none, the amendment is approved.

Senator Osmeña III. In line 25a, reletter subparagraph (F) to subparagraph (G) and delete the word "SQUATTING", and in lieu thereof insert the words ANY ESTABLISHMENT. After the word "WITHIN", insert 200 METERS FROM. Lastly, after the word "AND", insert the phrase 100 METERS FROM. So the lines should now read as follows, if accepted: "PROHIBIT ANY ESTABLISHMENT WITHIN 200 METERS FROM OPEN DUMPS AND 100 METERS FROM SANITARY LANDFILLS".

Senator Legarda-Leviste. It is accepted, Mr. President.

The President. Is there any objection? [Silence] There being none, the amendment is approved.

Senator Legarda-Leviste. May I just interject one amendment on page 14, line 26. It is just a lettering actually, the letter after the word "paragraph (f) to (E) to make it consistent with the above provisions.

Senator Osmeña III. I think the committee staff will really have to go through this bill with a fine-tooth comb to make sure that all references, subparagraphs and paragraphs are properly lettered.

The President. Is there a pending amendment?

Senator Osmeña III. Yes, Mr. President. On page 15, lines 11 to 17, delete the entire Section 14 on National Solid Waste Information Database because that has been covered already.

Senator Legarda-Leviste. It is accepted, Mr. President.

The President. Is there any objection? [Silence] There being none, the motion is approved.

Senator Osmeña III. On page 16, line 4...

Senator Legarda-Leviste. The sections therefore after Section 14 will have to be renumbered.

Senator Osmeña III. May I just continue to refer to the old sections and just let the Secretariat renumber these for tomorrow's version.

So on page 16, after line 3, insert a new paragraph to read as follows:

LOCAL GOVERNMENT UNITS SHALL BE GIVEN

THE AUTHORITY TO EXPROPRIATE PRIVATE LANDS FOR THE PURPOSE OF UTILIZING THEM AS CONTROLLED DUMP SITES OR SANITARY LANDFILLS.

SUSPENSION OF SESSION

Senator Legarda-Leviste. I move that we suspend the session for one minute, Mr. President.

The President. Is there any objection? *[Silence]* There being none, the session is suspended.

It was 5:40 p.m.

RESUMPTION OF SESSION

At 5:41 p.m., the session was resumed.

The President. The session is resumed.

Senator Osmeña III. After having consulted with the distinguished Minority Leader, Senator Guingona, I have decided to withdraw my proposed amendment.

In line 9, page 16, after the last words "under Section 12", we change the period (.) to a semicolon(;) and add the following phrase: *PROVIDED, THAT SOLID INDUSTRIAL WASTE CAN BE DISPOSED OF IN CONTROLLED DUMPS.*

So the paragraph will now read as follows:

"Prohibition against Open Dumping of Solid Waste. - Any solid waste management practice or disposal of solid waste which constitutes the open dumping of solid waste is hereby prohibited, except in the case of any practice or disposal of solid waste under a timetable or schedule for compliance established under Section 12; *PROVIDED, THAT SOLID INDUSTRIAL WASTE CAN BE DISPOSED OF IN CONTROLLED DUMPS.*"

The President. What does the sponsor say?

SUSPENSION OF SESSION

Senator Legarda-Leviste. I move that we suspend the session for one minute, Mr. President.

The President. Is there any objection? *[Silence]* There being none, the session is suspended.

It was 5:42 p.m.

RESUMPTION OF SESSION

At 5:50 p.m., the session was resumed.

The President. The session is resumed. Senator Legarda-Leviste is recognized.

Senator Legarda-Leviste. We accept the Osmeña III amendment, if the distinguished gentleman would so kindly restate it.

The President. Is the Osmeña III amendment on page 16, line 9, after "Section 12," the pending amendment?

Senator Legarda-Leviste. Yes, Mr. President. It has been accepted.

The President. Is there any objection? *[Silence]* There being none, the amendment is approved.

Senator Osmeña III. On page 18...

The President. Senator Enrile is recognized for an anterior amendment.

Senator Enrile. I have an anterior amendment in line 16. But before I propose my anterior amendment...

The President. Is that on page 18?

Senator Enrile. It is on page 16, beginning with line 10. May I know the meaning of this...

The President. It was deleted.

Senator Enrile. I am sorry. If it is deleted then I have no proposed amendment. Thank you.

The President. All right. Senator Osmeña III is once more recognized.

Senator Osmeña III. On page 18, Mr. President, at the bottom of the page, after the last line which is identified as line 24a...

Senator Enrile. I have an anterior amendment, Mr. President.

The President. Senator Enrile is recognized.

ENRILE AMENDMENTS

Senator Enrile. On page 18, Section 20, beginning with line 9. In line 10, Mr. President, I propose to delete the words "the business" between the word "encourage" and the conjunction "and" and insert the word **COMMERCIAL**. In the

same line, delete the last word "sector" and in lieu thereof, insert the word ESTABLISHMENTS and a comma (,).

In line 11, after the word "through", delete the words "the formulation of" before the word "appropriate". And after the word "incentives" in the same line, before the comma (,), insert the phrase OTHER THAN TAX INCENTIVES. And then on line 11b, delete the word "ORIENTED" so that the... No, I will continue.

In line 11b, delete the word "ORIENTED" and in line 13, after the word "that" and before the word "recycle," insert the verb SHALL. In line 16 after the word "promote" and before the word "effective", insert the words AND PROPAGATE. So that this whole section will read:

"The COMMISSION shall encourage COMMERCIAL and industrial ESTABLISHMENTS, through appropriate incentives OTHER THAN TAX INCENTIVES, TO INITIATE, PARTICIPATE AND INVEST IN SOLID WASTE MANAGEMENT PROJECTS, to manufacture environment-friendly products, to introduce environment-friendly products, to introduce, develop and adopt innovative processes that SHALL recycle and reuse materials, conserve raw materials and energy, reduce waste, and prevent pollution, and to undertake community activities and to promote AND PROPAGATE effective solid waste management practices."

Senator Legarda-Leviste. It is beautifully worded. We accept the amendments, Mr. President.

The President. The Chair, however, would like to place on record that there was a previous omnibus amendment which would insert the phrase ECOLOGICAL or ECOLOGICALLY before the word "solid waste". So the amendment is deemed to incorporate the omnibus amendments.

Senator Enrile. It is accepted, Mr. President.

The President. All right. It has been accepted. Is there any objection? *[Silence]* There being none, the amendments are approved.

Senator Osmeña III. Mr. President, just a word of warning. Not every phrase "solid waste" in this proposed bill will blend with the word that is inserted. The word "ECOLOGICAL" for example. There is referral to... I lost that page, but what I would like to do is leave it up to the discretion of the...

The President. Subject to style, of course. That was an omnibus amendment earlier.

Senator Osmeña III. On page 18, at the bottom of the page, insert a new subparagraph (C) which shall read as follows:

C) THE TAKING, WITHOUT CONSENT OF THE OWNER OR GENERATOR, OF RECYCLABLE MATERIAL SET OUT TO BE COLLECTED BY AN AUTHORIZED PERSON OR A COLLECTION SERVICE;

Senator Legarda-Leviste. I am sorry; I cannot find that on page 18, Mr. President.

Senator Osmeña III. The sponsor will not find that on page 18 because it is a new subparagraph.

Senator Legarda-Leviste. All right.

Senator Osmeña III. So after line 24a, the last line on page 18, I think is line 24a.

The President. What is the pleasure of Senator Cayetano?

Senator Cayetano. With the permission of the sponsor.

I would like to propose an anterior amendment.

The President. Senator Cayetano is recognized for an anterior amendment.

CAYETANO AMENDMENTS

Senator Cayetano. On page 18, Section 21, line 21, I propose to delete the word "hereafter". So it will read "The following acts are prohibited."

The President. What does the sponsor say?

Senator Legarda-Leviste. The amendment is accepted, Mr. President.

The President. Is there any objection? *[Silence]* There being none, the amendment is approved.

Senator Cayetano. Also, Mr. President, in line 24a, I propose that we delete the word "INCLUDING", and instead make this another paragraph and merely say: SQUATTING IN OPEN DUMPS AND LANDFILLS.

Senator Legarda-Leviste. The amendment is accepted, Mr. President.

The President. Is there any objection? *[Silence]* There being none, the amendment is approved.

Senator Cayetano. Thank you, Mr. President.

The President. Sen. Sergio R. Osmeña III is recognized.

OSMEÑA III AMENDMENTS

Senator Osmeña III. Insert a new subparagraph (C) after line 24a to read as follows:

C) THE TAKING, WITHOUT CONSENT OF THE OWNER OR GENERATOR, OF RECYCLABLE MATERIAL SET OUT TO BE COLLECTED BY AN AUTHORIZED PERSON OR A COLLECTION SERVICE;

That is the new subparagraph.

Senator Legarda-Leviste. The amendment is accepted, Mr. President.

The President. Is there any objection? *[Silence]* There being none, the amendment is approved.

Senator Tatad. Mr. President.

The President. What is the pleasure of Senator Tatad?

Senator Tatad. Mr. President, I believe that the Cayetano amendment would be letter "(C)" and this one would now be letter "(D)".

The President. All right. Subject to that amendment, the sponsor has accepted the Osmeña III amendment.

Is there any objection? *[Silence]* There being none, the amendment is approved.

Senator Osmeña III. Right after that subparagraph "(D)", insert a new subparagraph (E) which shall read as follows:

THE REMOVAL OF ANY RECYCLABLE MATERIAL FROM A CONTAINER, BOX, COLLECTION VEHICLE, DEPOT OR OTHER RECEPTACLE FOR THE ACCUMULATION OR STORAGE OF RECYCLABLE MATERIAL WITHOUT THE PERMISSION OF THE OWNER OF THE RECEPTACLE;

Senator Legarda-Leviste. The amendment is accepted, Mr. President.

The President. Is there any objection? *[Silence]* There being none, the amendment is approved.

Senator Osmeña III. And the final subparagraph (F) shall read:

THE MIXING OF SOURCE-SEPARATED RECYCLABLE MATERIAL WITH OTHER SOLID WASTE IN ANY

VEHICLE, BOX, CONTAINER OR RECEPTACLE USED IN SOLID WASTE COLLECTION OR DISPOSAL;

The President. What does the sponsor say?

Senator Legarda-Leviste. It is accepted, Mr. President.

The President. Is there any objection? *[Silence]* There being none, the amendment is approved.

Senator Osmeña III. On page 18A, line 30b, after the word "and", add the phrase:

THE USE OF THE TERMS "RECYCLABLE" AND "WITH RECYCLED CONTENT" AND THE LIKE ON PRODUCTS AND PACKAGES WITHOUT COMPLYING WITH THE STANDARDS SET BY THE DEPARTMENT.

The President. Is that a new paragraph?

Senator Osmeña III. That is an addition to subparagraph (D).

Senator Legarda-Leviste. Will the gentleman please read it again so that we can clarify where it belongs?

The President. So how does the entire paragraph now read with that amendment?

Senator Osmeña III. I stand corrected. This should read as a new subparagraph, Mr. President.

The President. So a new subparagraph is introduced between lines 30 and 31.

Senator Osmeña III. Yes, Mr. President. Between lines 30b and 31. So that will be subparagraph D and it will read as follows:

THE USE OF THE TERMS "RECYCLABLE" AND "WITH RECYCLED CONTENT" AND THE LIKE ON PRODUCTS AND PACKAGES WITHOUT COMPLYING WITH THE STANDARDS SET BY THE DEPARTMENT.

The President. What does the sponsor say?

Senator Legarda-Leviste. It is accepted, Mr. President.

The President. Is there any objection? *[Silence]* There being none, the amendment is approved.

Senator Osmeña III. On page 19...

The President. Before we proceed to page 19, the letters should be renumbered accordingly given the insertions made on the preceding page and on this page.

Senator Osmeña III may proceed.

Senator Osmeña III. On page 19, line 7, insert a new paragraph which shall read as follows:

ANY PERSON WHO VIOLATES SECTION 21(D), (E) AND (F) SHALL, UPON CONVICTION, BE PUNISHED WITH A FINE OF NOT LESS THAN FIVE HUNDRED PESOS (P500.00) BUT NOT MORE THAN TEN THOUSAND PESOS (P10,000.00) OR IMPRISONMENT OF NOT LESS THAN SIX (6) MONTHS BUT NOT MORE THAN SIX (6) YEARS, OR BOTH, AT THE DISCRETION OF THE COURT.

Senator Cayetano. Mr. President, with the permission of Senator Osmeña and the principal sponsor, I have an anterior amendment.

The President. Senator Cayetano is recognized for his anterior amendment.

Senator Cayetano. Mr. President, I am offering this particular amendment because I find rather low and high the fine as well as the penalty of imprisonment with respect to Section 22, paragraphs 1 to 6.

Let me read it, Mr. President: "Any person who violates Section 21(a) shall, upon conviction, be punished with a fine of not less than Three hundred pesos (P300.00) but not more THAN ONE THOUSAND PESOS (P1,000.00) or imprisonment of not less than ONE (1) DAY TO NOT MORE THAN FIFTEEN (15) DAYS, or both..."

Mr. President, considering the gravity of the offense under Section 21(a), if the principal sponsor will agree—"THE CONSTRUCTION OR OPERATION OF LANDFILLS OR ANY TYPE OF GARBAGE DUMP ON ANY AQUIFER, GROUNDWATER RESERVOIR OR WATERSHED AND/OR ANY PORTIONS THEREOF". I think the penalty of fine, as well as the penalty on imprisonment is very low.

I would propose here NOT LESS THAN TEN THOUSAND PESOS (P10,000.00) BUT NOT MORE THAN FIVE HUNDRED THOUSAND PESOS (P500,000.00) AND A PENALTY OF AT LEAST THREE (3) YEARS. This is not just littering. This is Section 21(a).

SUSPENSION OF SESSION

Senator Legarda-Leviste. I move that we suspend the session for one minute, Mr. President.

The President. Is there any objection? *[Silence]* There being none, the session is suspended for one minute.

It was 6:05 p.m.

RESUMPTION OF SESSION

At 6:06 p.m., the session was resumed.

The President. The session is resumed.

Senator Cayetano. Mr. President, after consulting with the principal sponsor and with the company of two well-dressed gentlemen, Senators Biazon and Jaworski, I understand from the principal sponsor that there has been some inaccuracy in the numbering. Therefore what I am probably proposing as an amendment is actually in here, except that it has been renumbered but not in the copy that we have.

Senator Legarda-Leviste. Thank you, Mr. President. We agree with the observation that the initial fines are too low and, in fact, these are contained in line 16. But, of course, to make it simpler and to expedite this process of amendments, may we request that a clean copy be furnished first, maybe tomorrow, and suspend the period of amendments because there has been some confusion as to the numbering and the lettering. We may be amending the wrong things.

Senator Cayetano. We accept the explanation of our colleague, Mr. President.

Senator Tatad. Mr. President, with that manifestation, we are ready to suspend the session but Senator Osmeña III would like to propose just one last item.

Senator Legarda-Leviste. Yes, Mr. President.

OSMEÑA III AMENDMENT

Senator Osmeña III. Yes, Mr. President. We go back to the proposed Section 13, copies of which have been distributed to members on the floor. Section 13 shall now read as follows: "Section 13..."

The President. What page would that be?

Senator Osmeña III. That would be on page 12.

Senator Legarda-Leviste. Would that be an anterior amendment?

Senator Osmeña III. If the lady sponsor will remember earlier—because it is a long one—I had it copied for everybody.

Senator Legarda-Leviste. Yes, Mr. President.

Senator Osmeña III. So it reads as follows:

SEC. 13. *ESTABLISHING MANDATORY SOLID WASTE REDUCTION, RECYCLING AND COMPOSTING PROGRAMS.*- EACH LOCAL GOVERNMENT UNIT SHALL WITHIN TWELVE (12) MONTHS AFTER THE EFFECTIVITY OF THIS ACT PUT INTO PLACE PROGRAMS AND MEASURES TO REDUCE THE TOTAL DISCARDED OR DISPOSED SOLID WASTES GENERATED WITHIN ITS JURISDICTION BY THE FOLLOWING PERCENTAGES BY WEIGHT, OF THE TOTAL COMBINED RESIDENTIAL AND COMMERCIAL SOLID WASTE GENERATED WITHIN THE MUNICIPALITY DURING THE CALENDAR YEAR PRIOR TO THE ENACTMENT OF THIS ACT:

A) AT LEAST TWENTY-FIVE PERCENT (25%) OF THE MUNICIPALITY'S SOLID WASTE STREAM WITHIN THREE (3) YEARS OF THE ENACTMENT OF THIS ACT;

B) AT LEAST THIRTY-FIVE PERCENT (35%) OF THE MUNICIPALITY'S SOLID WASTE STREAM WITHIN FIVE (5) YEARS OF THE ENACTMENT OF THIS ACT;

C) AT LEAST FIFTY PERCENT (50%) OF THE MUNICIPALITY'S SOLID WASTE STREAM WITHIN SEVEN (7) YEARS OF THE ENACTMENT OF THIS ACT;

D) AT LEAST SEVENTY PERCENT (70%) OF THE MUNICIPALITY'S SOLID WASTE STREAM WITHIN TEN (10) YEARS OF THE ENACTMENT OF THIS ACT.

THE PROGRAMS AND MEASURES TO ACCOMPLISH THESE GOALS SHALL RELY UPON RECYCLING, COMPOSTING, OR AVOIDED WASTE PRODUCTION. SUCH PROGRAMS AND MEASURES MAY BE DESIGNED TO INCREASE PRIVATE SECTOR OR RESIDENTIAL RECYCLING, TO IMPLEMENT WASTE REDUCTION OR REUSE MEASURES, OR TO EXPORT WASTE FOR THE PURPOSE OF RECYCLING.

LOCAL GOVERNMENT UNITS SHALL PROVIDE FOR THE SOURCE SEPARATION, SEPARATE COLLECTION AND COMPOSTING OF ALL FOOD, YARD AND ORGANIC WASTES GENERATED WITHIN ITS JURISDICTION, UNLESS THE GENERATOR OTHERWISE PROVIDES FOR RECYCLING OR STORAGE FOR COMPOSTING. THEREAFTER, NO SANITARY LANDFILL, AND SOLID WASTE COLLECTOR SHALL ACCEPT ORGANIC WASTES FOR FINAL DISPOSAL.

ALL GOVERNMENT AGENCIES RESPONSIBLE FOR THE MAINTENANCE OF PUBLIC LANDS SHALL TO THE MAXIMUM EXTENT PRACTICABLE AND FEASIBLE GIVE PREFERENCE TO THE USE OF COMPOST MATERIALS DERIVED FROM THE LOCAL GOVERNMENT UNIT'S ORGANIC WASTE IN ALL LAND MAINTENANCE ACTIVITIES.

That is the end of the new section.

Senator Legarda-Leviste. The amendment is accepted, Mr. President.

The President. Before we act on that amendment, I assume that will come on page 13A and the succeeding page which indicates Section 14 will be renumbered accordingly. Is that correct?

Senator Osmeña III. Yes, Mr. President.

The President. The amendment has been accepted. Is there any objection? *[Silence]* There being none, the amendment is approved.

The Majority Leader is recognized.

SUSPENSION OF CONSIDERATION OF S. NO. 1595

Senator Sotto. Mr. President, I move that we suspend consideration of Senate Bill No. 1595.

The President. Before we suspend consideration of this measure, the Chair hereby instructs the Secretariat to prepare a new version of this measure, indicating in bold letters the amendments introduced and already deleting the approved amendments which are in brackets for a better understanding.

Is there any objection? *[Silence]* There being none, consideration of Senate Bill No. 1595 is hereby suspended.

ADJOURNMENT OF THE SESSION

Senator Sotto. Mr. President, I think there is no more Additional Reference of Business. So I move that we adjourn today's session until three o'clock tomorrow afternoon.

The President. Is there any objection? *[Silence]* There being none, the session is adjourned until three o'clock tomorrow afternoon, Wednesday, August 16, 2000.

It was 6:13 p.m.