

RECORD OF THE SENATE

WEDNESDAY, AUGUST 23, 2000

OPENING OF THE SESSION

At 3:17 p.m., the Senate President, Hon. Franklin M. Drilon, called the session to order.

The President. The 15th session of the Senate in 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 Sen. Ramon B. Magsaysay Jr.

Everybody rose for the prayer.

PRAYER

Senator Magsaysay.

ABOVE ALL ELSE, LOVE

Gracious and faithful Almighty Father,
We thank You for the power of Your written Word.
It cuts through our hearts in its gentleness
and bares our spirits as it harps on Your undying love.

Your word is our life, dearest Maker.
And love is the primacy of Your reasons.
We praise You that Your message does not diminish
in strength over time as we return
to your basic truth that the Book of 1 Corinthians
Chapter 13 speaks:

We may be able to speak the languages
of men and even of angels, but if we have no
love, our speech is no more than a noisy
gong or a clanging bell. And we may have
the gift of inspired preaching, understand all
knowledge and secrets, or possess the faith
needed to move mountains, but if we do not
have love, we are no good. And we may
give away everything we have, or even give
up our bodies to be burned, but if we do not
have love, we are nothing.

We thank You that You have not only taught us
these things but have displayed Your perfect
example through the Cross of Christ. Help us
then, to nourish the love that is patient and kind,
the love that does not envy and does not boast,

the love that is not rude or self-seeking, the love
that keeps no record of wrongs, the love that does
not rejoice in evil but delights in Your truth,
protects, believes, hopes and perseveres, and the
love that will never fail.

So that at the end of the day,
when all else have been said and done,
dear Lord, we will still find Your Name
etched in our hearts because
we have this virtue in abundance.

These we pray through Jesus our Lord,

Amen.

ROLL CALL

The President. The Secretary will please call the roll.

The Acting Secretary [Atty. Reyes], reading:

Senator Teresa Aquino-Oreta	Absent*
Senator Robert Z. Barbers	Present
Senator Rodolfo G. Biazon	Present
Senator Renato L. <i>Compañero</i> Cayetano	Present
Senator Anna Dominique M.L. Coseteng	Absent*
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	**
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 19 senators present, the Chair declares the presence of a quorum.

The Majority Leader is recognized.

* On account of illness

** On official mission

rampant and unauthorized airing of programs that gave birth to a new form of virtual economic piracy and sabotage from within the cable industry. It likewise imposes guidelines that respond to the rapid technological changes, such as multimedia development, introduction of new competition, market forces and growing public need for high level and diverse services;

2. The proposed measure also allows cable TV operators to insert local advertisements and ensure government collection of advertising taxes. While it is true that advertising entices consumers to buy goods, it is still considered a form of art and expression that should not be abridged. China, India, Japan, Singapore, Indonesia, Thailand and Hongkong allow local advertisements in cable television;

3. The bill will likewise provide for the optimum utilization of cable TV infrastructure, by lease of their excess capacity to telephone companies and other interested entities. This measure will minimize the country's information infrastructure cost.

In conclusion, Mr. President, the cable TV industry is a vital part of the information highway we badly need in our country. It needs to modernize and upgrade its systems. And the industry will be able to do so only through partnerships with information technology-based industries. The bill allows for the entry of much needed capital inputs while ensures the dominance of Filipino equity in the industry.

Indeed the cable TV industry, which has since received no government support, and nothing else but scanty and piecemeal guidelines and executive orders, deserves the break to empower and allow us all to get connected to the growing global economy.

Recognizing the importance of this bill, President Estrada has certified as urgent the House version of the bill. I now challenge this august Chamber to take the bold step.

Thank you, Mr. President.

The President. The Majority Leader is recognized.

SUSPENSION OF CONSIDERATION OF S. NO. 2112

Senator Tatad. Mr. President, to enable our colleagues to prepare for the interpellation, I move that we suspend consideration of Senate Bill No. 2112.

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

**MANIFESTATION OF SENATOR TATAD
(Amendments of Senators to S. No. 1742 to Be Collated)**

Senator Tatad. Mr. President, the past two days, we have been discussing the Political Ad Ban bill, Senate Bill No. 1742. We have terminated the period of interpellations and we are now ready for the period of amendments. But to enable the sponsor to look at the proposed amendments closely, there is a request that we do what we usually do in these cases. We ask our colleagues who have any proposed amendments to kindly submit the same so that they could be collated, and this would facilitate the procedure on the floor which hopefully should take place not today or tomorrow, but Monday.

Just to manifest that request, Mr. President.

The President. The manifestation of the Majority Leader is duly noted.

**ACKNOWLEDGMENT OF THE OFFICIAL VISIT OF
STUDENTS AND FACULTY MEMBERS OF CANOSSA
COLLEGE, SAN PABLO CITY, LAGUNA**

Senator Tatad. Mr. President, I understand we are honored this afternoon with the presence of high school students and faculty members of Canossa College in San Pablo City, Laguna. They are here to look at the reelectionist senators. *[Laughter]*

The President. The Senate extends its warm welcome to the students and faculty members of Canossa College.

[Applause]

**BILL ON SECOND READING
S. No. 1595—Integrated Solid Waste Management
Act of 2000
(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, this is the Solid Waste Management bill, and we are still in the period of amendments.

For this purpose, I ask that the sponsor, Sen. Loren Legarda-Leviste, be recognized, and to propose some amendments, Sen. Robert Z. Barbers.

The President. Sen. Loren Legarda-Leviste is recognized.

Senator Tatad. In place of Senator Barbers, Sen. Renato L. *Compañero* Cayetano.

The President. Sen. Renato L. *Compañero* Cayetano is recognized.

SUSPENSION OF SESSION

Senator Tatad. 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 3:52 p.m.

RESUMPTION OF SESSION

At 3:59 p.m., the session was resumed.

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

Senator Tatad. Mr. President, while Senator Cayetano is sorting out his papers, I ask that Senator Barbers be recognized to propose his amendments.

The President. Sen. Robert Z. Barbers is recognized to propose his amendments.

BARBERS AMENDMENTS

Senator Barbers. Thank you very much, Mr. President.

On page 1, lines 17 and 18, I would like to propose an amendment, Mr. President, by inserting the word **TECHNICALLY** between the word "in" in line 17 and the word "appropriate" in line 18.

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 Barbers. In line 18, add the phrase **AND ENVIRONMENTALLY SOUND** between the word "appropriate" and the word "solid".

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

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

Senator Barbers. On page 2, line 8, insert the phrase **AND OFFICIAL FUNCTION** between the words "responsibility" and "for".

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

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

Senator Barbers. On page 2, lines 17 to 20, rephrase the paragraph. So that this time it will read:

"G) Strengthen the integration of solid waste management and resource conservation and recovery TOPICS INTO THE ACADEMIC CURRICULA OF FORMAL AND NON-FORMAL EDUCATION in order to promote environmental awareness and action among the citizenry."

The rationale behind this, Mr. President, is that the integration into the formal and non-formal education system does not make it mandatory for schools and educational institutions to introduce the subject in the academic curricula. If it is possible, I would like to make this mandatory.

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 Barbers. On page 5, line 16, delete the word "MIGRATION" and insert the words **LEAKAGE OR SEEPAGE** between the words "UNCONTROLLED" and "OF".

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

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

Senator Barbers. On page 8, line 26, insert the word **COMMUNITY** between the words "INITIATIVES" and "PARTICIPATION".

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

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

Senator Barbers. On page 16, line 6, delete the article "A"

and insert the words AN INTENSIVE between the words "FORMULATE" and "CONTINUING".

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

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

Senator Barbers may proceed.

Senator Barbers. And finally, Mr. President, on page 22, line 24, between the words "PROVIDED" and "BY", insert the phrase AND PUBLISHED IN TWO (2) NEWSPAPERS OF GENERAL CIRCULATION.

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 Barbers. Thank you very much, Mr. President.

The President. Senator Roco earlier requested that he be recognized. Senator Roco is recognized.

Senator Roco. Are we going by author or by proposed individual amendments, Mr. President? I have some but it goes back to page 3.

The President. It is by author.

ROCO AMENDMENTS

Senator Roco. If the distinguished lady senator would consider.

On page 3, line 35, insert a subparagraph (P), and it shall refer to MATERIALS RECOVERY FACILITIES (MRF). The full text shall read:

THERE SHALL BE ESTABLISHED AN MRF IN EVERY CITY, MUNICIPALITY, OR SHARED FACILITIES WITH OTHER MUNICIPALITIES. THE MRF SHALL SERVE AS THE LAST STAGES FOR FINAL SORTING/ SEGREGATION, COMPOSTING AND RECYCLING OF MIXED WASTES THAT ESCAPED FROM THE SCREENING PROCESS ON HOUSEHOLD AND BARANGAY LEVEL INCLUDING THOSE WASTES COLLECTED FROM OTHER SOURCES SUCH AS PUBLIC PARKS AND

STREETS AND WASTE PAPER AND OTHER OPEN SPACES. THE RESULTING RESIDUAL WASTE SHALL GO FOR STORAGE IN THE SANITARY LANDFILL.

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 5, line 11 and line 13, I propose an amendment so that paragraph W) shall read as follows:

W) Sanitary Landfill - SHALL REFER TO A DISPOSAL SITE FOR RESIDUAL SOLID WASTE THAT CANNOT BE RECYCLED, COMPOSTED OR PROCESSED BY ANY OTHER AVAILABLE TECHNOLOGY.

This is in line 11, Mr. President, between the words "SITE" and "WHICH".

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

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

Senator Roco. In line 13, Mr. President, between the words "POTENTIAL" and "ENVIRONMENTAL", insert the adjective ADVERSE.

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 6, lines... I think this has been covered by an omnibus amendment, Mr. President, that solid waste management shall always be qualified by integrated ecological. So, I guess, in line 8, to work into the draft what was already approved, before the words "SOLID WASTE MANAGEMENT", we put the words INTEGRATED 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. In line 10, Mr. President, instead of the

words "THE COLLECTION", it should be SEGREGATION AT SOURCE.

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

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

Senator Roco. Delete also the words "SEPARATION" and "STORAGE", and in lieu thereof, insert the word SEGREGATED before the word "TRANSPORTATION".

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

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

Senator Roco. After the word "TRANSPORTATION", add the word STORAGE, Mr. President.

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

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

Senator Roco. And all the way to the end of line 12, Mr. President, delete the semicolon(;) and then add the phrase AND ALL WASTE MANAGEMENT ACTIVITIES WHICH DO NOT HARM THE ENVIRONMENT.

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

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

Senator Roco. Just a few more lines, Mr. President.

On page 8, line 5, after the phrase "solid waste management councils", add the phrase AND ECOLOGY CENTERS.

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

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

Senator Roco. Just for understanding, Mr. President.

The ecology centers are not really offices but they consist of ecogardens for composting the biodegradable wastes and ecosheds or warehouses for storing the recyclables. That is the concept that is being introduced.

Senator Legarda-Leviste. That is correct, Mr. President. In fact, in many barangays, including Barangay Blue Ridge, there are model ecogardens which are parts of the ecology centers where organic wastes are composted.

The President. Would it be proper to define "ecology centers" in the bill?

Senator Roco. Not anymore, Mr. President. Apparently, the environmentalists sort of understand this in a technical manner.

The President. All right.

Senator Roco. Mr. President, on page 17, line 7, instead of "INTO CONTROLLED DUMPS AND EVENTUALLY INTO SANITARY LANDFILLS", insert the phrase MATERIAL RECOVERY FACILITIES which was already worked in earlier in the prior sections.

The President. What is the amendment? Delete line 7?

Senator Roco. Yes, Mr. President. Delete in line 7 the words in capital letters "INTO CONTROLLED DUMPS AND EVENTUALLY INTO SANITARY LANDFILLS", and in lieu thereof, because of the earlier amendment, put in the phrase MATERIAL RECOVERY FACILITIES.

The President. What does the sponsor say?

SUSPENSION OF SESSION

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

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

It was 4:11 p.m.

RESUMPTION OF SESSION

At 4:13 p.m., the session was resumed.

The President. The session is resumed.

There was a proposed amendment in line 7, page 17. What does the sponsor say?

ROCO-LEGARDA-LEVISTE AMENDMENTS

Senator Legarda-Leviste. Mr. President, while it may

sound good and ideal to close or upgrade open dumps into MRF or material recovery facilities, it would be difficult to do so immediately, and if it would mean the complete banning or immediate phaseout of sanitary landfills, it may be difficult to implement. May I therefore suggest to the distinguished gentleman that we include "INTO CONTROLLED DUMPS AND EVENTUALLY INTO SANITARY LANDFILLS" AND MATERIAL RECOVERY FACILITIES.

Senator Roco. Yes, Mr. President. We can put the conjunction so that we have both facilities available.

The President. So the amendment will be: After the word "LANDFILLS," we insert the phrase AND MATERIAL RECOVERY FACILITIES.

Senator Roco. Maybe AND/OR, Mr. President, so that it becomes a conjunction or a disjunction.

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

The President. All right. Insert AND/OR MATERIAL RECOVERY FACILITIES after the word "LANDFILLS" and before the word "for" in line 7.

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

Senator Roco. Mr. President, I hope this is the final amendment.

On page 25, Section 29, line 5...

SUSPENSION OF SESSION

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

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

It was 4:15 p.m.

RESUMPTION OF SESSION

At 4:16 p.m., the session was resumed.

The President. The session is resumed. Senator Roco is recognized.

Senator Roco. Mr. President, after consulting with our distinguished sponsor, we are thankful for the attention and accommodations.

Thank you, Mr. President.

Senator Legarda-Leviste. I thank Senator Roco.

Senator Tatad. Mr. President, I ask that Senator Cayetano be recognized.

The President. Sen. Renato Luna *Compañero* Cayetano is recognized.

Senator Cayetano. Thank you, Mr. President. Will my colleague in Lakas answer some questions and accept some amendments?

Senator Legarda-Leviste. Willingly, to my colleague from Lakas II. I believe he is setting up his Lakas II. Yes, Mr. President.

CAYETANO AMENDMENTS

Senator Cayetano. Lakas II, Mr. President.

Mr. President, may I call the attention of the principal sponsor to the section on "Prohibited Acts."

Senator Legarda-Leviste. On what page?

Senator Cayetano. Actually, it begins on page 21 but it is on page 22, Mr. President, letter (B). One of the prohibited acts says: "Littering or throwing garbage," et cetera. Is it possible to include throwing of human waste?

Senator Legarda-Leviste. I believe so, Mr. President.

Senator Cayetano. I thank the lady sponsor. In that case, Mr. President, I would like to make an amendment in line 4, subparagraph (B), before the word "Littering", by inserting the phrase THROWING HUMAN WASTE.

The President. "Littering or throwing garbage"...

Senator Cayetano. No, no. First is THROWING HUMAN WASTE before the word "Littering".

Senator Tatad. Mr. President.

The President. The Majority Leader is recognized.

Senator Tatad. Mr. President, before the amendment is accepted, just a clarificatory question.

Is "human waste" not included in "solid waste matters"?

Senator Legarda-Leviste. That is correct. In fact, I was going to...

Senator Cayetano. I am not very clear on that, Mr. President.

Senator Legarda-Leviste. In fact, I was going to...

Senator Tatad. Is human waste liquefied? *[Laughter]*

Senator Legarda-Leviste. It is a fact which I do not want to deal with now.

Senator Cayetano. It depends on the condition of the person. If he has diarrhea, it is not, Mr. President.

Senator Legarda-Leviste. I want to suggest to Senator Cayetano that in light of the comments of the Majority Leader, we may include AND OTHER SOLID WASTE MATTERS INCLUDING HUMAN WASTE. It sounds better, I think, to include it under subparagraph (B) rather than start a sentence with HUMAN WASTE.

Senator Cayetano. All right. I will go to that and we will probably...

The President. May the Chair be enlightened as to where the amendment will be and what the amendment is?

Senator Cayetano. Mr. President, before I answer that question, I will go first to the word "littering".

Mr. President, the word "littering" covers quite a broad subject matter. Would this include throwing of cigarette butts or pieces of paper?

Senator Legarda-Leviste. That would constitute, to my mind, littering. Yes, Mr. President.

Senator Cayetano. All right. The reason is, if it does not, I am proposing an amendment. But since the principal sponsor answered in the affirmative, I will not make amendments.

So this will read, Mr. President, as far as my proposed amendment is concerned: "Littering or throwing garbage or other SOLID waste matters INCLUDING HUMAN WASTE." So, the amendment in line 5 would be, after the word "matters", insert the phrase INCLUDING HUMAN WASTE.

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 Cayetano. Mr. President, I would imagine that the principal sponsor of the bill would also like to insert the word HIGHWAYS in line 5, the same page, after the word "roads".

So, that would be my amendment. Insert the word HIGHWAYS after the word "roads" in line 5.

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

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

Senator Cayetano. Mr. President, those are my amendments as far as that section is concerned.

Mr. President, going now to the "Penalties" where my colleague and I postponed our discussion on the amendments. We have now clarified, at least, my copies.

I would like to propose the following amendments on "Penalties" beginning in line 32, page 22. Actually, it will start on page 23.

On page 23, line 5, between the figure "22" and the letter "(g)", insert the letters (C), (D), (E), (F) and the word AND.

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

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

Senator Cayetano. Mr. President, on the same page 23, line 11, after the figure "22," insert the letter (A) to refer to the prohibition against "THE CONSTRUCTION OR OPERATION OF LANDFILLS OR ANY TYPE OF GARBAGE DUMP ON ANY AQUIFER, GROUNDWATER RESERVOIR OR WATERSHED AND/OR ANY PORTIONS THEREOF" found on page 22.

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

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

Senator Cayetano. Mr. President, on the same page and line, after the letter "(H)", insert the letter (I). This would now refer to the prohibition against "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."

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

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

Senator Cayetano. Mr. President, finally, this is just a matter of style, but I will nevertheless wish to propose this amendment.

In line 24 of the same page, after the word "charge", delete the phrase "of the business operations".

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

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

Senator Cayetano. I thank the principal sponsor for accepting the amendment.

Thank you, Mr. President.

Senator Legarda-Leviste. Thank you, Mr. President.

Senator Tatad. Mr. President, I ask that Sen. Aquilino Q. Pimentel Jr. be recognized.

The President. Sen. Aquilino Q. Pimentel Jr. is recognized.

Senator Pimentel. Thank you, Mr. President.

Will the lady senator kindly consider the following amendments on page 3, line 27, on the definition of "N) Municipal Waste"?

The President. All right.

PIMENTEL AMENDMENTS

Senator Pimentel. In line 27, the wording of the bill states: "N) Municipal Waste-shall refer to wastes produced from activities within municipalities".

My suggestion, Mr. President, is to replace the word "municipalities", because the word "municipalities" has a distinctive legal meaning. Probably we can replace that word with the words LOCAL GOVERNMENT UNITS.

Senator Legarda-Leviste. Yes, that is correct, Mr. President. It is accepted.

The President. The amendment is to delete the word "municipalities" and replace the same with LOCAL GOVERNMENT UNITS.

Senator Pimentel. Yes, Mr. President.

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

Senator Pimentel. Mr. President, I also noticed that as far as local government units are concerned, starting from Section 7, page 9, all the way down to page 12, there are other sections that also speak of the obligation of local government units regarding the thrust of the bill itself.

So, I would like to propose, subject to style, that a separate section be created to the end that the necessary expenses, to enable the local government units to carry out the mandate imposed upon them by this Act, shall be provided in the yearly General Appropriations Act. That is the tenor of it. Unless we do that, I will have to object to this because this is another unfunded mandate that must be resisted by local government units in light of the devolution that we have approved.

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 4:27 p.m.

RESUMPTION OF SESSION

At 4:28 p.m., the session was resumed.

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

Senator Legarda-Leviste. Mr. President, this is to address the concern of the distinguished senator from Mindanao. On page 25, Section 29 on *Appropriations*, there is a proposed appropriation there for the establishment of the pilot ecology centers at major cities and municipalities.

Senator Pimentel All right, Mr. President, I see the section that is specified by the sponsor, but I would like to add wording to the effect that a portion of this amount shall be budgeted for the expenses of the local government units to carry out the mandate of this Act.

Senator Legarda-Leviste. That should be no problem since it is already mentioned that the establishment of the ecology centers at the local level will be funded by this. It is only a P20-million proposal, actually. It may not be enough but it is something that they could start out with. Yes, we could add that, subject to style. I would like to ask the gentleman where he would wish to add it and how he would want to phrase it.

Senator Pimentel. Mr. President, probably we can make a proviso in Section 29 that the expenses necessary to carry out the mandate being imposed on local government units will be taken from this appropriation, words to that effect.

Senator Legarda-Leviste. May I ask the gentleman if it is not sufficient that it is already included in the establishment of the pilot ecology centers at major cities and municipalities? Is the wording not enough?

Senator Pimentel. Mr. President, I am looking at Section 29 on page 25.

Senator Legarda-Leviste. Yes, Mr. President.

Senator Pimentel. *Baka naman iba ito.* I do not see the wording that...

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 4:30 p.m.

RESUMPTION OF SESSION

At 4:31 p.m., the session was resumed.

The President. The session is resumed. Sen. Loren Legarda-Leviste is recognized.

Senator Legarda-Leviste. Thank you for that. That was my mistake, Mr. President. I was reading additions which I included in my own copy. But I understand and appreciate the

concern of the gentleman. In fact, that is a concern which I also raised myself, which I discussed with our other colleagues, and therefore I will accept this amendment. May I just hear it again, subject to style. But the gist would be the expenses of the Commission and the National Ecology Center, as well as the expenses of the local government units in the implementation of the plan, something like that.

Senator Pimentel. Of the plan, yes.

Senator Legarda-Leviste. Yes, Mr. President.

Senator Pimentel. May be sourced from this appropriation.

Senator Legarda-Leviste. Yes, Mr. President.

Senator Pimentel. Words to that effect, Mr. President.

Thank you.

Senator Legarda-Leviste. I accept it, Mr. President.

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

The Majority Leader is recognized.

Senator Tatad. Mr. President, Sen. Juan Flavio has a number of amendments but he has temporarily lost his voice, although not his sex appeal. *[Laughter]*

So he has requested Sen. Robert Jaworski to read and propose the amendments.

I ask that Senator Jaworski be recognized.

The President. Sen. Robert Jaworski is recognized.

FLAVIO AMENDMENTS

Senator Jaworski. Thank you, Mr. President.

Mr. President, on page 8, line 25, between the word "ACT" and the semicolon (;), insert the phrase FOR THIS PURPOSE, IT SHALL BE NECESSARY THAT PROPER CONSULTATION BE CONDUCTED BY THE COMMISSION WITH ALL CONCERNED INDUSTRIES TO ENSURE A LIST THAT IS BASED ON TECHNOLOGICAL AND ECONOMIC VIABILITY.

Senator Legarda-Leviste. I accept it, Mr. President.

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

Senator Jaworski. On page 16, lines 1 to 3, delete the whole subparagraph (F) since this is already a duplication of one of the functions of the Commission.

Senator Legarda-Leviste. I accept it, Mr. President.

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

Senator Jaworski. On page 18, line 13, delete the phrase "THREE (3) YEARS" and replace it with EIGHTEEN (18) MONTHS to make it consistent with the provision in other sections of the bill.

Senator Legarda-Leviste. I accept it, Mr. President.

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

Senator Jaworski. On page 19, line 35, delete the phrase "three (3) years" and replace it with EIGHTEEN (18) MONTHS to make it consistent with the provision in other sections of the bill.

Senator Legarda-Leviste. I accept it, Mr. President.

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

Senator Jaworski. On page 20, line 24, delete the figure "12" at the end of the line and replace it with a figure FIFTEEN (15) to make it consistent with the provision being referred to in this section.

Senator Legarda-Leviste. I accept it, Mr. President.

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

Senator Jaworski. On page 25, between lines 2 and 3, insert a new section and renumber the subsequent sections.

SECTION 29. JOINT CONGRESSIONAL OVERSIGHT COMMITTEE. - THERE IS HEREBY CREATED A JOINT CONGRESSIONAL OVERSIGHT COMMITTEE TO MONITOR THE IMPLEMENTATION OF THIS ACT. THE COMMITTEE SHALL BE COMPOSED OF FIVE (5) SENATORS AND FIVE (5) REPRESENTATIVES TO BE APPOINTED BY THE SENATE PRESIDENT AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, RESPECTIVELY. THE

OVERSIGHT COMMITTEE SHALL BE COCHAIRLED BY A SENATOR AND A REPRESENTATIVE DESIGNATED BY THE SENATE PRESIDENT AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, RESPECTIVELY.

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

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

Senator Jaworski. On page 26, line 2, after the word "accordingly", delete the period (.) and replace it with a semicolon (;) and insert a new phrase as follows: *PROVIDED, THAT IN CASE OF INCONSISTENCY BETWEEN THIS ACT AND THE PROVISIONS OF REPUBLIC ACT NO. 8749, OTHERWISE KNOWN AS THE "CLEAN AIR ACT," THE LATTER LAW SHALL PREVAIL.*

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

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

Senator Jaworski. And the last amendment, Mr. President, is to rephrase the title as stated: AN ACT INSTITUTING AN INTEGRATED SOLID WASTE MANAGEMENT PROGRAM, CREATING THE NATIONAL COMMISSION ON SOLID WASTE MANAGEMENT, THE NATIONAL ECOLOGY CENTER, THE NATIONAL PACKAGING AND RESEARCH INSTITUTE, AND LOCAL SOLID WASTE MANAGEMENT COUNCILS, INCLUDING THE NECESSARY MECHANISMS DECLARING CERTAIN ACTS PROHIBITED AND PROVIDING PENALTIES, APPROPRIATING FUNDS THEREFOR AND FOR OTHER PURPOSES.

Senator Legarda-Leviste. Mr. President, may I request, since there are other colleagues who will wish to make their amendments, to reserve the amendments to the title as the last, with the permission of Senator Flavio or Senator Jaworski.

The President. The amendments to the title will come after all the amendments to the body of the bill would have been adopted.

Senator Jaworski. Thank you, Mr. President.

Senator Legarda-Leviste. Thank you, Mr. President.

Senator Tatad. Mr. President, I ask that Sen. Sergio Osmeña III be recognized.

The President. Sen. Sergio Osmeña III is recognized.

Senator Osmeña III. Thank you, Mr. President. Will the distinguished sponsor kindly yield for the consideration of a few amendments?

Senator Legarda-Leviste. Yes, Mr. President.

OSMEÑA III AMENDMENTS

Senator Osmeña III. On page 4, line 14, insert a new subparagraph to be known as subparagraph (R) which shall read as follows:

(R) PACKAGING - SHALL MEAN AND INCLUDE ALL FOOD RELATED WRAPPINGS, ADHESIVES, CORDS, BINDINGS, STRINGS, TAPES, RIBBONS, BAGS, BOXES, COVERINGS AND CONTAINERS AND SHALL FURTHER INCLUDE CUPS, GLASSES, AND SIMILAR CONTAINERS FOR DRINKING OUT OF OR FOR HOLDING LIQUIDS, AND PLATES AND SERVING TRAYS, AND UTENSILS.

That is the end of the amendment.

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 4, line 17, insert a new subparagraph to be numbered accordingly, which shall read as follows:

POST-COLLECTION SEPARATION - SHALL MEAN THE SORTING OF SOLID WASTE INTO SOME OR ALL OF ITS COMPONENT PARTS AFTER THE POINT OF COLLECTION.

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. After that, another new subparagraph to read as follows: POST-CONSUMER MATERIALS - SHALL REFER ONLY TO THOSE MATERIALS OR PRODUCTS GENERATED BY A BUSINESS OR CONSUMER WHICH HAVE SERVED THEIR INTENDED END USE, AND WHICH HAVE BEEN SEPARATED OR DIVERTED FROM SOLID WASTE FOR THE PURPOSE OF BEING COLLECTED, PROCESSED AND USED AS A RAW MATERIAL IN THE MANUFACTURING OF A RECYCLED PRODUCT; EXCLUDING MATERIALS AND BY-PRODUCTS

GENERATED FROM AND COMMONLY USED WITHIN AN ORIGINAL MANUFACTURING PROCESS, SUCH AS MILL SCRAP.

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. Further, another new paragraph to be lettered accordingly: RECEPTACLES-SHALL REFER TO INDIVIDUAL CONTAINERS USED FOR THE SOURCE SEPARATION AND THE COLLECTION OF RECYCLABLE MATERIALS.

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. A new subparagraph to be lettered accordingly: RECOVERED MATERIALS-SHALL MEAN MATERIALS AND BY-PRODUCTS THAT HAVE BEEN RECOVERED OR DIVERTED FROM SOLID WASTE FOR THE PURPOSE OF BEING COLLECTED, PROCESSED AND USED AS A RAW MATERIAL IN THE MANUFACTURE OF A RECYCLED PRODUCT. That is the end of it.

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 the same page, line 25, insert a new subparagraph to read as follows:

RECYCLED MATERIAL-SHALL REFER TO POST-CONSUMER MATERIAL THAT HAS BEEN RECYCLED AND RETURNED TO THE ECONOMY.

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 6, line 4, delete the words "domestic and", because "domestic" is already included as part of municipal refuse in the definition.

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 5, before the word "refuse", insert the word WASTE and a slash (/). So it shall now read: "municipal WASTE/refuse".

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 5, delete the phrase "animal waste and crop residues" and replace it with the word AGRICULTURAL, because agricultural encompasses animal waste and crop residues.

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 6, delete the phrase "commercial and institutional wastes". These words are already covered in the definition of "municipal waste".

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 7, before the word "debris", insert the words AND DEMOLITION. So it shall read: and construction AND DEMOLITION debris.

Senator Legarda-Leviste. It is accepted.

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

Senator Osmeña III. May I just read how the entire subparagraph will now look like.

"BB) Solid Waste-shall refer to all municipal WASTES/refuse, AGRICULTURAL and nonhazardous waste such as street sweepings, and construction AND DEMOLITION debris."

On page 6, line 19, insert the following subparagraphs to be lettered accordingly.

SOURCE REDUCTION - SHALL MEAN THE REDUCTION OF SOLID WASTE BEFORE IT ENTERS THE SOLID WASTE STREAM BY METHODS SUCH AS

PRODUCT DESIGN, MATERIALS SUBSTITUTION, MATERIALS REUSE AND PACKAGING RESTRICTION;

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. Insert a new subparagraph:

SOURCE SEPARATION - SHALL MEAN THE SORTING OF SOLID WASTE INTO SOME OR ALL OF ITS COMPONENT PARTS AT THE POINT OF GENERATION.

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. Insert a new subparagraph:

YARD WASTE - SHALL REFER TO WOOD, SMALL OR CHIPPED BRANCHES, LEAVES, GRASS CLIPPINGS, GARDEN DEBRIS, VEGETABLE RESIDUE THAT IS RECOGNIZABLE AS PART OF A PLANT OR VEGETABLE AND OTHER MATERIALS IDENTIFIED BY THE COMMISSION;

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 15, line 10, insert the following new sections to read as follows:

SEC. 13. *RECYCLING PLANS.* - EACH LOCAL GOVERNMENT UNIT, WITH THE ASSISTANCE OF ITS LOCAL WASTE MANAGEMENT COUNCIL (LOCAL RECYCLING COUNCIL) AND THE NATIONAL ECOLOGY CENTER, SHALL DEVELOP WITHIN SIX (6) MONTHS OF ENACTMENT OF THIS ACT, A PRELIMINARY RECYCLING PLAN THAT SHALL COVER THE NEXT TEN (10) YEARS. THE PRELIMINARY PLAN AND SUBSEQUENT PLANS SHALL INCLUDE, BUT SHALL NOT BE LIMITED TO, THE FOLLOWING:

A) A WASTE COMPOSITION ANALYSIS THAT IDENTIFIES THE QUALITY, QUANTITY AND COMPOSITION OF THE LOCAL GOVERNMENT UNIT'S SOLID WASTE BY BARANGAY;

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. B) ANNUAL RECYCLING AND REDUCTION GOALS EQUAL TO OR EXCEEDING THE MANDATORY MINIMUM LEVELS OF THIS ACT, INCLUDING THE QUANTITY AND COMPOSITION OF RECYCLABLE MATERIALS TO BE COLLECTED, PROCESSED, MARKETING AND SOLD BY EACH BARANGAY;

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. C) A FIVE-YEAR STRATEGY FOR COLLECTING, PROCESSING, MARKETING AND SELLING THE DESIGNATED RECYCLABLE MATERIALS, TAKING INTO ACCOUNT PERSONS ENGAGED IN THE BUSINESS OF RECYCLING OR PERSONS OTHERWISE PROVIDING RECYCLING SERVICES BEFORE THE EFFECTIVITY OF THIS ACT. SUCH STRATEGY MAY BE BASED UPON THE RESULTS OF THE WASTE COMPOSITION ANALYSIS PERFORMED PURSUANT TO THIS SECTION OR INFORMATION OBTAINED IN THE COURSE OF PAST COLLECTION OF SOLID WASTE BY THE LOCAL GOVERNMENT UNIT, AND MAY INCLUDE RECOMMENDATIONS WITH RESPECT TO INCREASING THE NUMBER OF MATERIALS DESIGNATED FOR RECYCLING PURSUANT TO THIS ACT;

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. D) A COMPREHENSIVE AND UP-TO-DATE LIST OF LARGE-SCALE GENERATORS OF RECYCLABLE MATERIALS WITHIN THE JURISDICTION OF THE LOCAL GOVERNMENT UNIT CONCERNED AND POTENTIAL PURCHASERS OF RECYCLABLE MATERIAL BOTH WITHIN THE SAME JURISDICTION AND IN OTHER LOCATIONS;

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. E) A COMPREHENSIVE ANALYSIS OF ALL APPROPRIATE LOCAL GOVERNMENT

PROPERTIES AND FACILITIES TO DETERMINE THE FEASIBILITY OF THEIR USE AS RECYCLING AND COMPOSTING CENTERS;

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. F) PROPOSED METHODS AND PROGRAMS TO ACHIEVE A REDUCTION IN THE MUNICIPALITY'S SOLID WASTE STREAM, INCLUDING BUT NOT LIMITED TO, IDENTIFYING MATERIALS WHOSE USE SHOULD BE REGULATED OR RESTRICTED BASED UPON THEIR INCOMPATIBILITY WITH RECYCLING;

LEGARDA-LEVISTE-OSMEÑA III AMENDMENTS

Senator Legarda-Leviste. It is accepted, Mr. President, but the proponent of the amendment might want to change MUNICIPALITY to LOCAL GOVERNMENT.

Senator Osmeña III. To change MUNICIPALITY to LOCAL GOVERNMENT UNIT, I accept that amendment to the amendment.

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.

OSMEÑA III AMENDMENTS

Senator Osmeña III. G) RECOMMENDED REVISIONS TO THE BUILDING ORDINANCES, REQUIRING NEWLY CONSTRUCTED BUILDINGS AND BUILDINGS UNDERGOING SPECIFIED ALTERATIONS TO CONTAIN STORAGE SPACE, DEVICES OR MECHANISMS THAT FACILITATE SOURCE SEPARATION AND STORAGE OF DESIGNATED RECYCLABLE MATERIALS TO ENABLE THE LOCAL GOVERNMENT UNIT TO EFFICIENTLY COLLECT, PROCESS, MARKET AND SELL THE DESIGNATED MATERIALS. SUCH RECOMMENDATIONS SHALL INCLUDE, BUT SHALL NOT BE LIMITED TO, SEPARATE CHUTES TO FACILITATE SOURCE SEPARATION IN MULTI-FAMILY DWELLINGS, STORAGE AREAS THAT CONFORM TO FIRE AND SAFETY CODE REGULATIONS AND SPECIALIZED STORAGE CONTAINERS;

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. H) TO THE EXTENT FEASIBLE, PROPOSALS DEVELOPED IN CONSULTATION WITH LOCAL TRANSPORTATION OFFICIALS TO SEPARATE, COLLECT AND RECYCLE RECYCLABLE MATERIALS THAT ARE DISCARDED AT TRANSPORTATION FACILITIES, INCLUDING BUS, RAILROAD AND FERRY STATIONS;

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. I) PROPOSALS DEVELOPED IN CONSULTATION WITH THE DEPARTMENT OF EDUCATION, CULTURE, AND SPORTS, THE DEPARTMENT OF HEALTH, HOSPITALS AND OTHER APPROPRIATE ENTITIES TO SEPARATE, COLLECT AND RECYCLE MATERIALS THAT ARE DISCARDED AT SCHOOLS, HOSPITALS AND OTHER SIMILAR INSTITUTIONS THROUGHOUT THE LOCAL GOVERNMENT UNIT;

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. J) A PROPOSAL FOR AN INCENTIVE PROGRAM, INCLUDING CASH INCENTIVES, TO ENCOURAGE RECYCLING PARTICIPATION LOCALLY;

Senator Legarda-Leviste. It is accepted.

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

Senator Osmeña III. K) AN EVALUATION OF THE ECONOMIC DEVELOPMENT BENEFITS OF ALTERNATIVE RECYCLING METHODS AND STRATEGIES;

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. L) A DETAILED REPORT OF THE RECYCLING ACTIVITIES OF THE LOCAL GOVERNMENT UNIT DURING THE PRECEDING YEAR WHICH INCLUDES A SUMMARY OF OUTSTANDING RECYCLING PROBLEMS CONFRONTING THE LOCAL GOVERNMENT UNIT IN ORDER OF PRIORITY;

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. M) RECOMMENDATIONS CONCERNING LEGISLATION THAT THE LOCAL WASTE MANAGEMENT COUNCIL DEEMS NECESSARY OR DESIRABLE TO ASSIST IN SOLVING THESE RECYCLING PROBLEMS;

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. N) THE LOCAL GOVERNMENT UNIT'S PLANS FOR RECYCLING AND REDUCTION ACTIVITIES AND PROGRAMS DURING THE NEXT YEAR.

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. Insert a new Section 14, Mr. President.

SEC. 14. MONITORING WASTE REDUCTION LEVELS AND SUCCESS OF RECYCLING PROGRAMS. - IN ANY OF THE FIRST FOUR YEARS FOLLOWING THE EFFECTIVE DATE OF THIS ACT IN WHICH THE COMMISSION DETERMINES THAT THE LOCAL GOVERNMENT UNITS ARE UNABLE TO ACHIEVE THE LEVEL OF RECYCLING REQUIRED FOR THAT YEAR AS SPECIFIED IN THIS ACT, THE COMMISSION SHALL SUBMIT TO CONGRESS A REPORT DETAILING THE EXACT SHORTFALL, SETTING FORTH THE REASONS FOR ITS OCCURRENCE AND PROPOSING A PLAN FOR SPECIFIC PROGRAMS TO MAKE UP FOR THE SHORTFALL IN SUBSEQUENT YEARS.

THE COMMISSION SHALL ANNUALLY REVIEW THE NATIONAL RECYCLING PROGRAM WITHIN THE NATIONAL SOLID WASTE MANAGEMENT FRAMEWORK AND ALL RULES AND REGULATIONS PROMULGATED THEREUNDER AND SHALL MAKE THE NECESSARY REVISIONS TO IMPROVE THE EFFICIENCY OF COLLECTING, PROCESSING, MARKETING AND SELLING THE MATERIALS RECYCLED. THESE REVISIONS MAY INCLUDE DESIGNATING ADDITIONAL RECYCLABLE MATERIALS. THE COMMISSION SHALL NOT DELETE DESIGNATED MATERIALS SO THAT THE TOTAL

QUANTITY BY WEIGHT OF ALL DESIGNATED RECYCLABLE MATERIALS COLLECTED, PROCESSED, MARKETING AND SOLD DOES NOT DECREASE.

Senator Legarda-Leviste. Mr. President, earlier, when Sen. Serge Osmeña was not in the Hall, Senator Flavio, through Senator Jaworski, had already included this amendment of providing for a Congressional Oversight Committee, and therefore this covers the concern of the senator. Also, Section 28, page 24 of the bill has the annual report provision.

Senator Osmeña III. May we be given a chance to study the Flavio amendment and get back to this at a later date? Or perhaps the sponsor may want to include this here. I think it might be in good order, Mr. President, to have a clean draft all over again and for the members of this Chamber to look at it to find out what corrections have to be made. I am sure some would be repetitious.

SUSPENSION OF SESSION

Senator Legarda-Leviste. I move that we suspend the session for a few minutes, Mr. President.

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

It was 4:53 p.m.

RESUMPTION OF SESSION

At 4:56 p.m., the session was resumed.

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

Senator Osmeña III. May I kindly request the debate reporter to read the last few words. I am unable to pick up where I left off.

Senator Legarda-Leviste. No, Mr. President. I accept the amendment of Senator Osmeña after having explained that it is different from the Flavio amendment of providing for a Congressional Oversight Committee. But after having pointed out the section on the submission of an annual report, may we just therefore delete that portion so as not to duplicate it.

Senator Osmeña III. Subject to style, Mr. President.

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

Senator Osmeña III. Insert new section, Sec. 15, Mr. President.

SEC. 15. RECYCLING MARKET DEVELOPMENT. - THE COMMISSION, TOGETHER WITH THE NATIONAL ECOLOGY CENTER, THE DEPARTMENT OF TRADE AND INDUSTRY, AND THE DEPARTMENT OF FINANCE, SHALL ESTABLISH PROCEDURES, STANDARDS AND STRATEGIES TO MARKET RECYCLABLE MATERIALS AND DEVELOP THE LOCAL MARKET FOR RECYCLED GOODS, INCLUDING BUT NOT LIMITED TO:

1) MEASURES PROVIDING ECONOMIC INCENTIVES AND ASSISTANCE INCLUDING LOANS AND GRANTS FOR THE ESTABLISHMENT OF PRIVATELY OWNED FACILITIES TO MANUFACTURE FINISHED PRODUCTS FROM POST-CONSUMER MATERIALS;

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. 2) TAX ABATEMENTS AND LOW OR NO-COST PROVISION OF RECYCLABLE POST-CONSUMER MATERIALS TO FACILITIES;

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 4:58 p.m.

RESUMPTION OF SESSION

At 4:59 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 withdraw that amendment.

The President. The amendment is withdrawn.

Senator Osmeña III. Subparagraph 2 is a new one. 2)

GUARANTEES BY THE NATIONAL AND LOCAL GOVERNMENT UNITS TO PURCHASE A PERCENTAGE OF THE OUTPUT OF THE FACILITY;

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. 3) MAINTAINING A LIST OF PROSPECTIVE BUYERS, ESTABLISHING CONTACT WITH PROSPECTIVE BUYERS AND REVIEWING AND MAKING ANY NECESSARY CHANGES IN COLLECTING OR PROCESSING THESE MATERIALS TO IMPROVE THEIR MARKETABILITY.

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. As a continuation of that section: IN ORDER TO ENCOURAGE ESTABLISHMENT OF NEW FACILITIES TO PRODUCE GOODS FROM POST-CONSUMERS AND RECOVERED MATERIALS GENERATED WITHIN THE LOCAL GOVERNMENT UNITS, AND TO CONSERVE ENERGY BY REDUCING MATERIALS TRANSPORTATION, WHENEVER APPROPRIATE, EACH LOCAL GOVERNMENT UNIT MAY ARRANGE FOR LONG-TERM CONTRACTS TO PURCHASE A SUBSTANTIAL SHARE OF THE PRODUCT OUTPUT OF A PROPOSED FACILITY WHICH WILL BE BASED IN THE JURISDICTION OF THE LOCAL GOVERNMENT UNIT IF SUCH FACILITY WILL MANUFACTURE SUCH FINISHED PRODUCTS FROM POST-CONSUMER AND RECOVERED MATERIALS semicolon (;).

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. To continue: WITHIN EIGHTEEN MONTHS AFTER THE EFFECTIVITY OF THIS ACT, THE COMMISSION SHALL SUBMIT TO CONGRESS A STUDY OF EXISTING MARKETS FOR PROCESSING AND PURCHASING RECYCLABLE MATERIALS AND THE POTENTIAL STEPS NECESSARY TO EXPAND THESE MARKETS. SUCH STUDY SHALL ALSO INCLUDE A PROPOSAL DEVELOPED IN CONJUNCTION WITH THE APPROPRIATE AGENCIES TO USE WHERE FEASIBLE THE LOCAL GOVERNMENT UNIT'S TAX AND FINANCE

AUTHORITY TO STIMULATE THE DEMAND FOR AND PRODUCTION OF PRODUCTS CONTAINING POST-CONSUMER AND RECOVERED MATERIALS.

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 16, line 10, insert a new paragraph to read as follows:

IN CONSULTATION WITH CONSUMER GROUPS, ENVIRONMENTAL GROUPS, BUSINESS ORGANIZATIONS AND MEMBERS OF THE GENERAL PUBLIC, THE INSTITUTE SHALL TAKE ON THE FOLLOWING ADDITIONAL TASKS:

A) MONITOR INDUSTRY AND GOVERNMENTAL ACTIONS RELATING TO ENVIRONMENTALLY ACCEPTABLE PACKAGING;

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. B) RECOMMEND ACTIONS OTHER LEVELS OF GOVERNMENT AND INDUSTRY CAN TAKE TO ADVANCE THE GOALS OF THIS ACT;

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. C) ASSIST IN EFFORTS TO EXPAND THE LOCAL GOVERNMENT UNITS RECYCLING PROGRAMS TO INCLUDE THE COLLECTION OF POTENTIALLY RECYCLABLE MATERIALS NOT PRESENTLY COLLECTED, INCLUDING CONSIDERATION OF FINANCIAL ASSISTANCE.

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 18, line 26, replace the words "resource/energy" with the phrase RECYCLING AND MATERIALS.

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 19, line 5, delete the word "resource" and insert the phrase RECYCLING AND MATERIALS.

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 20, line 27, insert the following new sections to be numbered accordingly:

SEC. 19. DISPOSABLE PRODUCTS. - WITHIN ONE YEAR FROM THE EFFECTIVITY OF THIS ACT, THE COMMISSION TOGETHER WITH THE INSTITUTE SHALL, AFTER PUBLIC NOTICE AND HEARING, PREPARE A LIST OF PROHIBITED DISPOSABLE PRODUCTS: PROVIDED, HOWEVER, THAT NO DISPOSABLE PRODUCT SHALL BE PROHIBITED UNLESS THE COMMISSION FIRST FINDS THAT THERE ARE ALTERNATIVES AVAILABLE WHICH:

A) ARE ENVIRONMENTALLY ACCEPTABLE AS DEFINED IN THIS ACT;

SUSPENSION OF SESSION

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

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

It was 5:04 p.m.

RESUMPTION OF SESSION

At 5:06 p.m., the session was resumed.

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

Senator Osmeña III. May I reread that new section, Mr. President.

SEC. 19. DISPOSABLE PRODUCTS. - WITHIN ONE YEAR FROM THE EFFECTIVITY OF THIS ACT, THE COMMISSION TOGETHER WITH THE INSTITUTE SHALL,

AFTER PUBLIC NOTICE AND HEARING, PREPARE A LIST OF DISPOSABLE PRODUCTS THAT SHALL BE PROHIBITED ACCORDING TO A SCHEDULE THAT SHALL BE PREPARED BY THE COMMISSION: PROVIDED, HOWEVER, THAT NO DISPOSABLE PRODUCT SHALL BE PROHIBITED UNLESS THE COMMISSION FIRST FINDS THAT THERE ARE ALTERNATIVES AVAILABLE WHICH:

A) ARE ENVIRONMENTALLY ACCEPTABLE AS DEFINED IN THIS ACT;

B) ARE AVAILABLE TO CONSUMERS AT NO MORE THAN TEN PERCENT (10%) GREATER COST THAN THE DISPOSABLE PRODUCT; AND

C) NEITHER CONTAIN, NOR ARE MANUFACTURED WITH OZONE DEPLETING SUBSTANCES AND OTHER CHEMICALS REQUIRED TO BE REPORTED UNDER REPUBLIC ACT NO. 6969.

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. May I continue, Mr. President.

NOTWITHSTANDING ANY OTHER PROVISION TO THE CONTRARY, THIS SECTION SHALL NOT APPLY TO:

A) PACKAGING USED AT HOSPITALS OR NURSING HOMES;

B) ANY PACKAGING WHICH IS NOT ENVIRONMENTALLY ACCEPTABLE, BUT FOR WHICH THERE IS NO COMMERCIALY AVAILABLE ALTERNATIVE AS DETERMINED BY THE COMMISSION.

THE COMMISSION SHALL ANNUALLY REVIEW AND EXPAND THE LIST OF PROHIBITED DISPOSABLE PRODUCTS.

End of amendment.

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. Insert a new section to be numbered accordingly:

PROHIBITION ON THE USE OF DISPOSABLE PACKAGING. - NO PERSON OWNING, OPERATING OR CONDUCTING A FOOD ESTABLISHMENT IN THE COUNTRY SHALL SELL OR CONVEY AT RETAIL OR POSSESS WITH THE INTENT TO SELL OR CONVEY AT RETAIL ANY FOOD OR BEVERAGE THAT IS PLACED, WRAPPED OR PACKAGED IN OR ON PACKAGING WHICH IS NOT ENVIRONMENTALLY ACCEPTABLE PACKAGING.

THE PRESENCE ON THE PREMISES OF THE FOOD ESTABLISHMENT OF PACKAGING WHICH IS NOT ENVIRONMENTALLY ACCEPTABLE PACKAGING SHALL CONSTITUTE A REBUTTABLE PRESUMPTION OF INTENT TO SELL OR TO CONVEY AT RETAIL TO CUSTOMERS PACKAGING WHICH IS NOT ENVIRONMENTALLY ACCEPTABLE PACKAGING: *PROVIDED, HOWEVER*, THAT THIS SECTION SHALL NOT APPLY TO MANUFACTURERS, BROKERS OR WAREHOUSE OPERATORS WHO CONDUCT OR TRANSACT NO RETAIL FOOD OR BEVERAGE BUSINESS.

Mr. President, I must advise the members of this Chamber that this particular section may ban polyethylene materials which are now commonly used by grocery stores, and polystyrene materials which are being used by fast-food stores especially, so that there will be no surprises later on.

SUSPENSION OF SESSION

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

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

It was 5:10 p.m.

RESUMPTION OF SESSION

At 5:15 p.m., the session was resumed.

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

Senator Legarda-Leviste. We accept the amendment on the condition that we include the following: CONSULTATION WITH THE SECTORS CONCERNED DEPENDING ON THE AVAILABILITY OF THE PACKAGING WHICH WILL BE COMMERCIALY AND TECHNOLOGICALLY VIABLE. Something to that effect, Mr. President.

Senator Osmeña III. Mr. President, let me reread the proposed Section 20.

SEC. 20. PROHIBITION ON THE USE OF DISPOSABLE PACKAGING. - NO PERSON OWNING, OPERATING OR CONDUCTING A FOOD ESTABLISHMENT IN THE COUNTRY SHALL SELL OR CONVEY AT RETAIL OR POSSESS WITH THE INTENT TO SELL OR CONVEY AT RETAIL ANY FOOD OR BEVERAGE THAT IS PLACED, WRAPPED OR PACKAGED IN OR ON PACKAGING WHICH IS NOT ENVIRONMENTALLY ACCEPTABLE PACKAGING.

THE PRESENCE ON THE PREMISES OF THE FOOD ESTABLISHMENT OF PACKAGING, WHICH IS NOT ENVIRONMENTALLY ACCEPTABLE PACKAGING SHALL CONSTITUTE A REBUTTABLE PRESUMPTION OF INTENT TO SELL OR CONVEY AT RETAIL TO CUSTOMERS PACKAGING THAT IS NOT ENVIRONMENTALLY ACCEPTABLE PACKAGING: *PROVIDED*, THAT THIS SECTION SHALL NOT APPLY TO MANUFACTURERS, BROKERS OR WAREHOUSE OPERATORS WHO CONDUCT OR TRANSACT NO RETAIL FOOD OR BEVERAGE BUSINESS: *PROVIDED, FURTHER*, THAT THE COMMISSION SHALL DETERMINE A PHASEOUT PERIOD AFTER PROPER CONSULTATION AND HEARING WITH THE STAKEHOLDERS AND THE PUBLIC.

Senator Legarda-Leviste. WITH THE SECTORS CONCERNED.

Senator Osmeña III. STAKEHOLDERS or WITH THE SECTORS CONCERNED. I guess that would be the first paragraph of Section 20.

Senator Legarda-Leviste. It is accepted, subject to style, Mr. President.

Senator Osmeña III. Subject to style.

The President. May the Chair, for the record, again find out what the implications are of this proposed amendment as earlier explained by the proponent?

Senator Osmeña III. Simply put, Mr. President, there are two environmentally acceptable packaging that are now being utilized by retailers of food or beverage. One is polystyrene—polystyrene cups, polystyrene containers for hamburgers, hotdogs or whatever; and the second one is polyethylene bags which are being used by the groceries and the *sari-sari* stores for placing all the purchases of customers.

Now, what is more important is polystyrene because of its ozone-depleting properties both in its manufacturing and when we burn it.

In other countries, some cities or states have already pro-

hibited or have tried to limit the use of polystyrene. The very acceptable products are the coated boxes that are being used when we go to a Chinese restaurant for food take-out or the boxes that are being utilized now for pizzas that are being delivered to our houses. So there are acceptable alternatives. What we also want to make sure is that we do not throw the polystyrene manufacturer out of business overnight. So this is being limited only for food or beverage. The manufacturers can probably continue to utilize their product for this is being used as cushion to television sets, electronics inside the boxes, toys, et cetera. This deals only with food, Mr. President.

The President. What does the sponsor say?

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

Senator Osmeña III. May I continue on the same section.

The President. Before the gentleman may continue, the Body will first act on the amendment. Is there any objection? *[Silence]* There being none, the amendment is approved.

Senator Osmeña III. May I continue, with the same section:

ANY PERSON WHO IS A MANUFACTURER, BROKER OR WAREHOUSE OPERATOR ENGAGING IN THE DISTRIBUTION OR TRANSPORTATION OF FOOD OR BEVERAGES WITHIN THE COUNTRY SHALL FILE A REPORT WITH THE LOCAL GOVERNMENT UNIT WITHIN ONE YEAR OF THE ADOPTION OF THIS ACT, AND ANNUALLY THEREAFTER, LISTING THOSE FOOD OR BEVERAGE PRODUCTS THAT ARE ONLY AVAILABLE TO SAID PERSON IN PACKAGING WHICH IS NOT ENVIRONMENTALLY ACCEPTABLE. THE COMMISSION SHALL PRESCRIBE THE FORM OF SUCH REPORT IN ITS REGULATIONS.

SUSPENSION OF SESSION

Senator Legarda-Leviste. May I move for a one-minute suspension of the session, Mr. President.

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

It was 5:21 p.m.

RESUMPTION OF SESSION

At 5:22 p.m., the session was resumed.

The President. The session is resumed.

Will the proponent once more state the proposed amendment?

Senator Osmeña III. Yes, Mr. President.

ANY PERSON WHO IS A MANUFACTURER, BROKER OR WAREHOUSE OPERATOR ENGAGING IN THE DISTRIBUTION OR TRANSPORTATION OF FOOD OR BEVERAGES WITHIN THE COUNTRY SHALL FILE A REPORT WITH THE LOCAL GOVERNMENT UNIT INVOLVED WITHIN ONE YEAR OF THE ADOPTION OF THIS ACT, AND ANNUALLY THEREAFTER, LISTING THOSE FOOD OR BEVERAGE PRODUCTS THAT ARE AVAILABLE TO SAID PERSON IN PACKAGING WHICH IS NOT ENVIRONMENTALLY ACCEPTABLE. THE COMMISSION SHALL PRESCRIBE THE FORM OF SUCH REPORT IN ITS REGULATIONS. Subject to style, Mr. President.

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. I will continue, Mr. President.

A VIOLATION OF THIS SECTION SHALL BE SUFFICIENT GROUNDS FOR THE REVOCATION, SUSPENSION, DENIAL OR NONRENEWAL OF ANY LICENSE FOR THE FOOD OR RETAIL ESTABLISHMENT IN WHICH THE VIOLATION OCCURS.

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

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

The Chair would prefer if we have a copy of these proposed amendments as these are quite lengthy. It is difficult to follow.

Senator Osmeña III. A copy of these amendments was given to the sponsor a few days ago.

Senator Legarda-Leviste. I think what the Chair is requesting is a copy for our other colleagues here. Yes, I was furnished a copy.

Senator Osmeña III. Yes, Mr. President, we will have copies made.

Since I have only two-and-a-half pages to go, Mr. President, may I be allowed to just read it into the *Record*, without prejudice to any member of this Chamber amending the amendments at a later date.

The President. The sponsor may so proceed. We will not act on the amendment until everybody is informed of the proposed amendments or has a copy of the proposed amendments in writing.

Sen. Sergio R. Osmeña III may proceed.

Senator Osmeña III. Yes, Mr. President.

On page 24, delete the entire Section 26 and in lieu thereof, insert this new section:

SEC. 26. RECLAMATION PROGRAMS AND BUY-BACK CENTERS FOR RECYCLABLES AND TOXICS. - THE NATIONAL ECOLOGY CENTER SHALL ASSIST LOCAL GOVERNMENT UNITS IN ESTABLISHING AND IMPLEMENTING DEPOSIT OR RECLAMATION PROGRAMS IN COORDINATION WITH MANUFACTURERS THAT PROVIDE SEPARATE COLLECTION SYSTEMS OR CONVENIENT DROP-OFF LOCATIONS FOR RECYCLABLE MATERIALS AND PARTICULARLY FOR SEPARATED TOXIC COMPONENTS OF THE WASTE STREAM LIKE DRY CELL BATTERIES AND TIRES TO ENSURE THAT THEY ARE NOT INCINERATED OR DISPOSED OF IN A LANDFILL. THE CENTER MAY ESTABLISH IN CONSULTATION WITH MANUFACTURERS CONCERNED A REASONABLE DEPOSIT CHARGE FOR THESE MATERIALS PURSUANT TO THIS SECTION. UPON EFFECTIVITY OF THIS ACT, TOXIC MATERIALS PRESENT IN THE WASTE STREAM SHOULD BE SEPARATED AT SOURCE, COLLECTED SEPARATELY AND FURTHER SCREENED OUT BEFORE LANDFILLING AND SENT TO APPROPRIATE HAZARDOUS WASTE TREATMENT AND DISPOSAL PLANTS, CONSISTENT WITH THE PROVISIONS OF REPUBLIC ACT NO. 6969.

SUSPENSION OF SESSION

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

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

It was 5:27 p.m.

RESUMPTION OF SESSION

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

The President. The session is resumed.

What does the sponsor say?

Senator Legarda-Leviste. We accept the amendment in Section 26, Mr. President.

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

Senator Osmeña III. Mr. President, on page 24, line 30, insert a new Section 28, or whatever the new numbering dictates, as follows:

SEC. 28. AVOIDED DISPOSAL COSTS. - EACH LOCAL GOVERNMENT UNIT SHALL DEVELOP FORMULAS AND MECHANISMS FOR DETERMINING THE AVOIDED DISPOSAL COSTS ATTRIBUTABLE TO THE RECYCLING PROGRAM MANDATED BY THIS ACT, AND SHALL IMPLEMENT APPROPRIATE MECHANISMS FOR SHARING SUCH SAVINGS THROUGH PRICE SUPPORTS, REBATES, BONUSES AND OTHER METHODS WITH PERSONS AND ENTITIES WHO ARE HELPFUL IN ACHIEVING THE WASTE REDUCTION GOALS OF THIS ACT, BUT NOT NECESSARILY LIMITED TO THE FOLLOWING:

A) SANITATION OR PUBLIC WORKS WORKERS BASED ON VERIFIABLE GAINS IN REDUCTION OF SOLID WASTE GENERATION;

Senator Legarda-Leviste. Mr. President, I would like to ask the proponent: Does he not think that this could be part of the action plan of the local government unit?

Senator Osmeña III. Yes, Mr. President.

Senator Legarda-Leviste. Maybe we should include it in the section where the action plans are stated.

Senator Osmeña III. I have no particular preference where this section should be inserted, Mr. President.

May I just read the rest of the proposed new section and I leave it to the staff or the Secretariat to determine where it shall be inserted in the bill.

Senator Legarda-Leviste. Yes, we accept, and just to be consistent, we want to include it in the section for the action plans of the local government unit.

Senator Osmeña III. That is acceptable, Mr. President.

The President. All right. The proposed amendment has been accepted subject to the decision of the sponsor as to the proper placement. Is there any objection? *[Silence]* There being none, the amendment is approved.

Senator Osmeña III. May I just continue with subparagraph (B), under the same section, which says:

B) BUSINESSES USING SECONDARY MATERIALS LOCATED WITHIN THE MUNICIPALITY TO THE EXTENT THAT SUCH COMPANIES PROVIDE NEW OR ENHANCED MARKETS FOR RECYCLED MATERIALS OR OTHERWISE ACCOMPLISH REDUCTION OF THE WASTE STREAM BY UTILIZING SECONDARY MATERIALS;

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

SUSPENSION OF SESSION

The President. With the permission of the Body, the Chair declares a one-minute suspension to allow everybody to finish their phone calls, if there is no objection. *[There was none.]*

It was 5:31 p.m.

RESUMPTION OF SESSION

At 5:36 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 read paragraph (B) of Section 28. It is awaiting the sponsor's acceptance.

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. Mr. President, lastly, paragraph (C):

C) BUY-BACK AND DROP-OFF CENTERS, AND OTHER COMMUNITY-BASED WASTE REDUCTION OR RECYCLING EFFORTS WHICH IN THE OPINION OF THE LOCAL WASTE MANAGEMENT COUNCIL HAVE PROVIDED OR CAN PROVIDE INNOVATIVE WASTE REDUCTION STRATEGIES OR WHICH ARE CONDUCTING STRATEGIES WHICH WILL BE IMPORTANT IN ASSISTING THE LOCAL GOVERNMENT UNIT CONCERNED TO ACHIEVE THE WASTE REDUCTION GOALS SET FORTH IN THIS ACT.

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. Mr. President, that ends the last of our amendments. I would like to thank the distinguished lady sponsor for graciously considering all our amendments.

Senator Legarda-Leviste. I thank the distinguished senator for the many very important and relevant amendments he has contributed.

Thank you, Mr. President.

Senator Tatad. Mr. President, Sen. John H. Osmeña has made a reservation to propose some amendments. But he wishes to be given a little time to prepare these amendments.

SUSPENSION OF CONSIDERATION OF S. NO. 1595

That being the case, I move that we suspend consideration of Senate Bill No. 1595.

The President. Before the Chair acts on the motion, the Secretary is directed to prepare a revised version of the bill containing the amendments accepted this afternoon and approved by the Body which will be the basis of the debates in the next session.

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

Senator Tatad. Mr. President, we are in receipt of a copy of a report from the cochairman of the Joint Congressional Oversight Committee on Mt. Pinatubo addressed to the Senate President. Sen. Rodolfo G. Biazon, the cochairman, wishes to be recognized to spread this report into the *Record*.

The President. Sen. Rodolfo G. Biazon is recognized.

Senator Biazon. Thank you, Mr. President.

The President. Senator Biazon may proceed.

REPORT OF SENATOR BIAZON (On the Impending Expiration of the Mt. Pinatubo Commission's Term)

Senator Biazon. Mr. President, on December 31, 2000, the term of the Mt. Pinatubo Commission is scheduled to expire by