

**DENR Administrative Order
No. 20
May 30, 1988**

**SUBJECT : Delineation of Regulatory Functions And
Authorities**

Pursuant to Executive Order No. 192 and in line with the decentralization policy of the Department, the powers/authority over regulatory matters are hereby delineated as follows:

A. Secretary

1. Forest Management

- Approves land classification and release of lands of the public domain as alienable and disposable.
- Approves Industrial Tree Plantation Agreements (ITPA) and other forest plantation agreements covering over 750 hectares.
- Approves and renews all timber agreements covering 25 years.
- Issues suspension and/or cancellation orders for erring holders of natural resources agreements.
- Approves lifting of suspension orders on all types of natural resources agreements.
- Approves community forest agreements.
- Approves land clearing permit for resettlement projects.
- Issues authority to export boules, premium lumber and logs from plantation.
- Approves acquisition and installation of new forest products processing plant.
- Issues permit of processing plant which are coterminous with production sharing contracts.

- Approves the five (5)-year Integrated Forest Management Plan.

2. Land Management

- Approves appraisal of public land and issues authority to conduct bidding covering sales of above 7 hectares and leases covering more than 500 hectares for agricultural purposes.
- Approves transfer of rights on public land applications or deeds of sale/mortgage of patented lands 7 hectares or above.
- Issues patents for areas 7 hectares and above.
- Decides cases on appeal involving claims/conflicts within public lands.

3. Mines and Geo-sciences Development

- Approves joint venture and R& D agreements with private entities, both local and foreign as authorized under E.O. No. 321 and 279.
- Recommends to the President mining contracts with committed foreign investments of \$50 million or over as provided in E.O. No. 279.
- Approves original and renewal of mining agreements and service contracts with 25 years duration as authorized under E.O. 211 and 279.
- Decides mining cases on appeal.

4. Environmental Management

- Issues Environmental Compliance Certificate (ECC) for environmentally-critical areas/projects.

5. Protected Areas and Wildlife

- Issues permit for exportation and importation of foreign species

of flora and fauna listed in the Convention on the International Trade of Endangered Species (CITES).

- Issues permit to transport species of wildlife flora and fauna listed in CITES, locally and abroad.

6. Ecosystems Research and Management

- Approves research and development proposals for foreign funding.
- Approves the National Integrated Research and Development Program related to environment and natural resources.
- Issues proclamations for the establishment of experimental areas.
- Enters into research, development and research management agreement with other departments of the national government and with international agencies.

B. Undersecretary ^a

1. Forest Management

- Approves Industrial Tree Plantation Agreement (ITPA) covering 500-750 hectares.
- Approves Agro-Forest Agreement (AFA) over 100 hectares.
- Approves plantation for salago, bamboo, rattan, etc. covering 500-750 hectares.
- The Undersecretary for Legal Affairs and Management Services approves and signs all Forest Land Grazing Agreement (FLGA).
- Approves original and renewal of rattan cutting permits covering over 100,000 lineal meters.
- Issues public gratuitous permit covering above 200 cu. m. within declared calamity areas for public infrastructure projects.
- Approves original and renewal authority to operate forest

products processing plant.

- Approves the disposition of confiscated forest products worth over P300,000.

2. Land Management

- Public Land Subdivision (PLS) Approves appraisal of public land and issues authority to conduct bidding covering leases of 100-500 hectares for agricultural purposes.
- Approves agricultural agreements for areas over 50 hectares.
- Approves original and renewal leases of public lands.
- Issues orders of bidding and approves contracts for cadastral and survey projects.

3. Mines and Geo-sciences Development

- Issues and renews industrial permits.

C. Assistant Secretary ^b

1. Forest Management

- Approves sub-classification of forest lands.
- Approves Industrial Tree Plantation Agreement (ITPA) covering 300-500 hectares.
- Approves Agro-Forest Agreement (AFA) covering 50-100 hectares.
- Issues public gratuitous permit covering 100-200 cu. m. within declared calamity areas for public infrastructure projects.

3. Land Management

- Signs survey contracts for public land subdivision survey and cadastral projects.
- Approves financial and work programs/plans of the Field Network Survey Party (FNSP) and the Land Evaluation Party (LEP).

4. Mines and Geo-sciences Development

- Issues mine prospecting and exploration permit for areas covering more than one (1) region.

C. Regional Executive Director (RED)

1. Forest Management

- Issues Certificate of Stewardship Contract (CSC) for areas between 7-12 hectares.
- Approves Industrial Tree Plantation Agreement (ITPA) covering below 300 hectares.
- Approves Agro-Forest Agreement (AFA) covering below 50 hectares.
- Approves original and renewal of rattan cutting permit up to 100,000 lineal meters.
- Issues public gratuitous permit covering 50-100 cu. m. within declared calamity areas for public infrastructure projects.
- Approves original resaw/mini-sawmill permit.
- Approves original and renewal of rattan processing plant permit.
- Approves original special use permit covering over five (5) hectares for public infrastructure projects.
- Approves disposition of confiscated forest products worth P50,000-P300,000.
- Approves all reforestation contract.
- Approves Annual Integrated Operations Plan of Timber License Agreement (TLA) holders.

2. Land Management

- Approves appraisal of public lands and issues authority to

conduct bidding on sales below 7 hectares, and leases above 2 hectares and below 100 hectares for agricultural purposes.

- Approves appraisal of public lands and issues authority to conduct bidding on sales and leases covering above 1,000 sq. m. for commercial, industrial and residential purposes.
- Conducts bidding for cadastral survey.
- Approves and signs contract for module survey projects.
- Approves and signs maps and plans for public land subdivision and cadastral survey projects.
- Approves agricultural agreements up to 50 hectares.
- Approves reappraisal of leased areas.
- Approves foreshore lease up to 50 hectares.
- Approves transfer of rights on public land applications or deeds of sale/mortgage of patented lands, below 7 hectares.
- Issues survey orders or authority for public land subdivision covering above 500 hectares.
- Approves patents for areas below 7 hectares.
- Issues orders of execution on final decision on land cases.
- Issues investigation orders.
- Decides claims and/or conflicts involving land cases and resolves motion for reconsideration.

2. Mines and Geo-sciences Development

- Issues mineral prospecting and exploration permit over areas within his region, including mineral reservations.
- Approves survey returns and survey plans.
- Recommends to the Secretary approval of mining lease and operating contracts under E.O. No. 211 and 279.
- Issues and renews quarry permits.
- Issues special permit to dispose ores/minerals recovered during exploration.

- Approves and issues small-scale mining permits.

3. Environmental Management

- Issues authority to construct and permit to operate pollution control equipment/devices including the collection of corresponding fees/charges.
- Issues accreditation of pollution control office of industrial firms and local government entities.
- Issues notices of pollution control violations.
- Conducts surveillance, monitoring, inspections and investigations of pollution sources and control devices, and undertakes/initiates measures relative to pollution-related complaints of the general public.
- Hears/gathers evidences or facts on pollution cases as delegated by the Pollution Adjudication Board.
- Performs the functions exercised by the former National Pollution Control Commission (NPCC) Commissioner under P.D. 1181.
- Approves plans and issues permit for mine tailings disposal, including environmental rehabilitation plans.

4. Protected Areas and Wildlife

- Issues wildlife collection permits for experimental/ commercial purposes.
- Approves the establishment of city, provincial, municipal/barangay tree parks as mandated by LOI No. 1312.

5. Ecosystems Research and Development

- Approves long-term research proposals and development plans for local funding.
- Approves regional research and development prioritization system including the allocation of resources.

- Designates areas for experimental, demonstration or pilot purposes.
- Enters into research development and research management agreements with research and allied institutions within his region.
- Approves proposals for effective schemes of technology transfer.

D. Regional Technical Director (RTD)

1. Forest Management

- Issues original and renewal of ordinary minor products (OM) permits except rattan.
- Approves renewal of resaw/mini-sawmill permit.
- Approves renewal of special use permits covering over five (5) hectares for public infrastructure projects.
- Issues renewal certificate of registration for logs, poles, piles and lumber dealers.

2. Land Management

- Approves and signs map for all types of isolated survey.
- Approves survey plan for OLT and other agrarian reform projects.
- Issues authority to inspect cadastral projects.
- Issues survey orders/authority for public land subdivision covering up to 500 hectares.
- Issues certified copies or certification on survey and land disposition records.

3. Mines and Geo-sciences Development

- Issues permit to install and operate mechanical and electrical equipment for mine and quarry operations.
- Issues special permit to ship ore samples abroad for laboratory

analysis but not in commercial volume.

- Issues Blaster's foreman license and make amendments thereof subject to PC approval.
- Issues survey orders for claims and quarry permit applications.
- Registers Declaration of Location (DOL) and other mining documents.
- Approves Annual Work Obligation (AWO) and five (5)-year work programs.

4. Environmental Management

- Issues clearance certificate to vehicles which have passed the smoke-belching test.
- Issues pollution clearance and temporary permit to operate pollution control devices including the collection of corresponding fees/charges.

5. Protected Areas and Wildlife

- Issues hunting permit and certification of exemption.
- Issues/approves authority/certification to transport species of wild animals/birds not listed in CITES.
- Approves survey and Environment Work Plans (EWP).

6. Ecosystems Research and Development

- Approves short-term research proposals for local funding.
- Evaluates and recommends approval/implementation of research and development proposals.
- Supervises, coordinates and monitors the implementation of approved research and development activities within the region.
- Approves the publication of semi-technical articles.
- Identifies and approves specific technologies to be transferred to the Provincial Environment and Natural Resources Office.

F. Provincial Environment and Natural Resources Offices

(PENRO)

1. Forest Management

- Issues certificate of land classification status for lands covering over 50 hectares.
- Issues Certificate of Stewardship Contracts (CSC) covering 5-7 hectares.
- Issues original and renewal of ordinary mangrove plantation cutting permits.
- Issues public gratuitous permit covering below 50 cu. m. within declared calamity areas for public infrastructure projects.
- Issues private gratuitous permit covering 6-10 cu. m. within declared calamity areas.
- Issues original and renewal of special use permit covering 1-5 hectares for public infrastructure projects where no timber cutting is involved.
- Approves renewal of supply contract of fuelwood for small-scale industries.
- Approves disposition of confiscated forest products worth P20,000-50,000.

2. Land Management

- Approves appraisal and issues authority to conduct bidding on sales and leases covering up to 1,000 sq. m. for commercial, industrial and residential purposes.
- Approves appraisal for leases covering less than two (2) hectares.
- Issues revocable or provisional permit for alienable and disposable lands.

3. Mines and Geo-sciences Development

- Issues sand and gravel (SAG)/ commercial gratuitous/ foreshore and special permits with one (1) year duration.
- Issues and renews guano permits.
- Issues and renews gold panning permits covering 5,000 sq. m. per

MRD No. 41.

G. Community Environment and Natural Resources Offices (CENRO)

1. Forest Management

- Issues certificate of land classification status for areas below 50 hectares.
- Issues Certificate of Stewardship Contracts up to five (5) hectares.
- Issues cutting permits for fuelwood/firewood and charcoal cut/manifested in private lands and Integrated Social Forestry (ISF) areas.
- Issues private gratuitous permits covering up to 6 cu. m. within declared calamity areas.
- Issues original and renewal of special use permit one (1) hectare and below for public infrastructure projects where no timber cutting is involved.
- Approves disposition of confiscated forest products worth below P20,000.
- Approves certificate of wood identification.
- Approves, authorizes issuance of certificate of origin of forest products.
- Issues forest products discharge and transport clearance/permit.
- Approves commodity clearance for forest products.

2. Land Management

- Issues survey orders/authority to conduct isolated surveys.
- Accepts public land applications, conducts investigation, appraisal, and processes the application.
- Issues certificate of acceptability of cadastral survey returns.

3. Mines and Geo-sciences Development

- Issues gratuitous permit for 50 cu. m. and below for sand and gravel.
- Issues gold panning permits pursuant to MO No. 11.

Transitory Provision. - The staff bureau directors shall continue with their old functions as far as matters presently pending in their respective offices are concerned.

This order takes effect immediately and supersedes all orders/memoranda that are inconsistent with it.

(SGD.) FULGENCIO S. FACTORAN, JR.
Secretary

Note: Terminologies used in this Order are subject to future changes.

- a - Unless otherwise specified, this refers to the Undersecretary for Field Operations.
- b - This refers to the Assistant Secretaries for Luzon, Visayas and Mindanao operations.