

Memorandum Circular
No. 97-16
September 8, 1997

**SUBJECT : Instructions relative to the
Implementation of DENR Adm. Order
No. 96-37**

To achieve the effective implementation of DENR Adm. Order No. 96-37 ("Revising DAO 21, s. 1992, to Further Strengthen the Implementation of the Environmental Impact Statement System"), the following instructions are hereby issued:

1. The Memorandum of Agreement (MOA) that sets the establishment and utilization of the Environmental Guarantee Fund (EGF) for Environmentally Critical Projects (ECPs) shall be signed by the Secretary. Henceforth, the final draft of such MOA, duly discussed and approved by the proponent and other relevant parties, except by DENR which shall still evaluate it through the EIA Review Committee and the Office of the Undersecretary for Environment and Programs Development, shall be submitted as part of the Environment Management Plan of the Environmental Impact Statement.
2. In accordance with the policy of the Presidential Task Force on Solid Waste Management, a comprehensive Solid Waste Management Plan for projects that create huge amounts of solid waste, such as, but not limited to major condominiums, subdivisions, hotels, megashopping malls and reclamations, shall form part of the scoping requirements and the documents to be reviewed by the Review Committee. The Plan should contain provisions for the solid waste management of the project as well as the strengthening of host municipality-city capabilities for dealing with the added waste.

3. To preclude circumvention of environmental laws, rules and regulations, the Environmental Management Bureau and the field offices are hereby instructed to include DENR's non-traditional partners such as financing institutions and other government agencies as part of its IEC program on the Philippine EIA System through various forms of media such as published materials, lectures, seminars and other awareness campaigns.

Agreements/arrangements should be made with other regulatory agencies such as the Securities and Exchange Commission, Department of Trade and Industry, Department of Tourism, Board of Investments, etc. and financing institutions as well as LGUs to incorporate in their documentary requirements the full disclosure of proponents as to their pending applications for various permits with other government agencies specifically ECC applications.

This Circular takes effect immediately.

(Sgd.) VICTOR O. RAMOS
Secretary

Recommended by:

(Sgd.) DELFIN G. GANAPIN, JR.
Undersecretary for Environment and
Programs Development