

DENR Memorandum Order

No. 01

February 17, 1994

**SUBJECT : Adoption of Revised Procedures on the Issuance of
Certificate of Origin Forms**

Pursuant to the sustainable resources development mandate of the DENR and in consonance with its unrelenting drive to curb the unauthorized cutting, transport, and movement of timber, lumber and other forest products, the following guidelines are hereby issued for the information and compliance of all concerned; viz.,

1. All Certificates of Timber Origin (CTO), Certificate of Lumber Origin (CLO) and Certificates of Minor Forest Product Origin (CMFPO), unused as of 28 February 1994, shall be surrendered by all DENR issuing officers to the Secretary, through the Office of the Undersecretary for Field Operations not later than 15 March 1994, accompanied by a complete Inventory Report to be signed by the Regional Executive Director concerned. The inventory shall indicate the category and serial numbers of the Certificates of Origin. All unused but unsurrendered CO forms as of 15 March 1994 are deemed cancelled or invalid.
2. Beginning 16 March 1994, no shipment of timber, lumber or minor forest products shall be allowed unless these shipments are covered by the newly-printed Certificates of Origin.

However, Certificates of Origin issued on or before 28 February 1994 shall be considered valid up to the expiry date specified therein, or upon delivery of the commodity covered thereby, whichever comes first. These new certificates are printed in six (6) copies each copy to be distributed as follows:

- a. Original copy to accompany the shipment, color-coded, red

- b. Undersecretary for Field Operations, color-coded, white
- c. Regional Executive Director, color-coded, orange
- d. PENRO, color-coded yellow
- e. CENRO, color-coded pink
- f. Shipper, color-coded green

Only the original copy of the certificate shall be allowed to accompany the shipment. A shipment accompanied by any copy other than the original shall be temporarily held pending further investigation.

- 3. The Undersecretary for Field Operations shall direct the appropriate Office in the DENR Central Office:
 - 3.1 to receive and record all surrendered Certificates;
 - 3.2 to distribute the appropriate number of the new Certificates of Origin, listed by category and serial number to the Regional Executive Directors after detaching the stub portions (located at the bottom part) of the original copies only designed to be retained by his Office; and
 - 3.3 to monitor issuances of Certificates of all regions through Central Office monitoring teams organized for the purpose.
- 4. Each Regional Executive Director is directed:
 - 4.1 to issue the appropriate number of the newly-printed Certificates of Origin listed by category and serial number, to his PENROs after detaching the stub portions of original copies only, pertaining to his Office. The PENRO, as a general rule, shall control the distribution of the Certificate of Origin to his CENROs who shall accomplish and issue the same after proper inspection/verification of the shipment. However, due to geographical constraints the following CENROs shall continue to control and issue Certificates of Origin pertinent to their areas of jurisdiction:

Region 2

Isabela - CENRO Palanan

Region 4

Quezon - CENRO Real
Aurora - CENROs Dingalan/Casiguran
Palawan - CENROs Coron/Taytay

Region 5

Masbate - CENRO San Jacinto

Region 8

Southern Leyte - CENRO San Juan
Samar - CENRO Basey
Northern Samar - CENRO Laoang
Eastern Samar - CENRO Dolores

Region 9

Zamboanga del Norte- CENRO Siocon
Zamboanga del Sur - CENROs Ipil/
Zamboanga City

- 4.2 to receive and record used Certificates submitted by the CENROs; and
- 4.3 to submit a monthly report of the inventory of used Certificates to the Undersecretary for Field Operations, including the stubs submitted by the CENROs.

5. The PENRO is likewise directed:
 - 5.1 to distribute Certificate of Origin on a per application basis to the CENROs specifying volume, species, category, origin, destination, route, conveyances registration and other identification. The PENRO shall detach the stub portion of original copies only pertaining to his Office. No certificate shall be issued to the CENRO unless a PENRO task force shall have verified/inspected first the forest products to be shipped, in collaboration with the CENRO counterpart.
 - 5.2 to keep complete records of Certificates issued to the CENRO concerned.
 - 5.3 to disseminate through the DENR Radio network the issuance of a Certificate giving such information as serial number, conveyance, route, volume, species, effectivity date, etc.
 - 5.4 to monitor the use of Certificates through Task Forces organized for the purpose.
 - 5.5 to receive and record copies of used certificates submitted by the issuing CENRO.
 - 5.6 to submit to the Regional Executive Director a monthly inventory report of used certificates, together with the stubs submitted by the CENRO.
6. The CENRO is directed:
 - 6.1 to receive all applications for shipment including the required fees therefor, and for which an Official Receipt shall be issued and shall be attached to the applications. A CENRO task force shall be assigned to handle the inspection/verification of the forest products to be shipped.
 - 6.2 to notify the PENRO of applications received and shall dispatch his Task Force, together with the PENRO Task Force to conduct

the necessary inspection/verification of the forest products, subject of the application. The joint report of the Task Forces shall be the basis for the PENRO to issue out to the CENRO the corresponding certificate which shall then be accomplished and signed by the CENRO and the other authorized CENRO personnel.

6.3 to perforate on the designated portion of the certificate the corresponding dates of issuance and expiration. Ensure that the duly accomplished certificate of origin shall indicate the specified volume, species, origin, destination, route, conveyance registration and other identification.

6.4 to attest in the indicated space the compliance of the shipment to the conditions and specifications as required by existing regulations after the CENRO personnel concerned shall have accomplished and signed the certificate, and the shipper or his duly authorized representative has also affixed his signature in the space provided for the purpose. The issuing CENRO shall then send the individual copies of the certificate to the respective offices concerned (PENRO, RED, USEC for Field Operations) retaining copy for his Office, and that of the shipper within seven (7) days after the shipment was cleared. The original shall also be given to the shipper who will ensure that the same shall accompany the shipment.

7. The CENRO at point of destination shall approve unloading of the forest products only after conducting an inspection of the shipment and attesting to its compliance to conditions and specification in the certificate. The CENRO concerned shall detach the final stub portion duly indicated in the certificate and submit the used certificate to the USEC for Field Operations thru the RED at destination within seven (7) days after arrival of the shipment.

8. Monitoring officers are directed to record in their log books all presentations of COs by their unique random numbers including the time presented, conveyance identification, etc., and shall examine shipments

in transit for compliance to conditions and specifications in the certificate. If satisfied that the shipment is in order, the monitoring officer(s) concerned shall stamp the corresponding DENR seal on the certificate before releasing the shipment for transit.

9. Any DENR Official found and verified to have issued or approved a CTO, CLO or CMFPO using the unsurrendered or cancelled forms shall be meted out the corresponding penalties provided for under existing laws and regulations governing the matter.
10. The Undersecretary for Field Operations is hereby authorized to issue supplementing guidelines and/or instructions as might be needed for the effective implementation of this Memorandum Order.
11. All Orders or instructions inconsistent with any of the foregoing provisions are deemed repealed or modified accordingly.
12. This Memorandum Order takes effect immediately.

ANGEL C. ALCALA
Secretary

DENR Memorandum Order

No. 04

March 21, 1994

SUBJECT : Requiring all DENR Registered Processing Plants, Plywood and Veneer Plants, Sawmills, Mini and Resawmill, and Lumber Dealers to Submit the Names and Specimen Signatures of their Representatives Authorized to Transact Business with the DENR

All DENR registered wood processing plants, plywood and veneer plants, sawmills, mini sawmills, resawmills and lumber dealers are hereby required to submit the names and specimen signatures of their representatives authorized to transact business with the DENR with the Community Environment and Natural Resources Office (CENRO) where their respective plants are jurisdictionally located. Henceforth, only these authorized representatives will be allowed to transact business with the DENR field offices.

This Order takes effect immediately.

SO ORDERED.

ANGEL C. ALCALA
Secretary

DENR Memorandum Order
No. 05
March 24, 1994

SUBJECT : Creation of Regional Ad-Hoc Committee to Plan and Implement the Simultaneous Tree Planting Nationwide in 1994

1. Pursuant to DENR Special Order No. 75 dated January 1994 and in order that the intents and purposes of EO Nos. 99-A, Special Order No. 113, and 113-A, series of 1993, can be implemented more effectively, a Regional Ad-Hoc Committee for each of the DENR operating regions is hereby created and organized and composed of the following:

- | | | |
|-------------------|---|--|
| Chairman | - | Regional Executive Director |
| Vice-Chairman | - | RTD, Forest Management Services |
| Co-Vice-Chairman- | | RTD, Environmental Management Service |
| Members | - | RTD, Mines and Geosciences Development Service |
| | - | RTD, Lands Management Service |
| | - | RTD, Ecosystems Research and Dev. Service |
| | - | Regional Office representatives of DECS, DILG, DND, DPWH, CSC |
| | - | Representative of selected Civic and professional organizations and other NGOs |

2. In consonance herewith, the Committee shall:

- 2.1 Prepare a Regional Activity Plan for the simultaneous nationwide tree planting program to be held sometime in May or June, 1994, the specific date to be provided in due time. The activity plan shall include among others, the rationale, composition of participants, launching program description, extent and location of planting site, coordination, documentation and budgets, etc.;
- 2.2 Task the PENROs and CENROs to identify areas suitable for tree planting to include, but not limited to, lands of the public domain, government office compounds, school grounds, idle private lands, roadside/center islands of stress/main thoroughfares, subdivision areas, and coastal or marine areas. Said DENR officials shall designate the government agencies, civic and professional organizations, and other participating NGOs that will plant and maintain the areas assigned to them;
- 2.3 Prepare planting plans and planting guides for the purpose;
- 2.4 Ensure that the suitable planting materials are ready and available;
- 2.5 The Regional Committee and/or the PENROs and CENROs concerned shall provide free technical advice;
- 2.6 Submit to the Secretary, through the National Coordinator for Urban Forestry and concurrent Chairman, National Ad-Hoc Committee, their respective Regional Activity Plans on or before 15 March 1994, for record and monitoring purposes. A comprehensive report on the activities undertaken should be submitted within thirty (30) days after the scheduled nationwide tree planting including recommendations, if any.

3. The Committee is authorized to call upon or seek the assistance of any personnel of the local DENR office as participating agencies in the performance of its assigned task.
4. Necessary expenses incurred in connection herewith shall be charged against Regional fund and any counterpart funds allocated for the purpose, subject to Accounting and Auditing regulations.
5. This Order shall take effect immediately.

ANGEL C. ALCALA
Secretary

DENR Memorandum Order
No. 06
April 04, 1994

SUBJECT : Amending Pertinent Provisions of DMO No. 01, Series of 1994 on the Adoption of Revised Procedures on the Issuance of Certificate of Origin Forms

In view of the unforeseen delay encountered in the printing of the new set of Certificate of Origin Forms (COFs), Items 1 and 2 of DENR Memorandum Order No. 1, Series of 1994 are hereby amended to read as follows, for the information and compliance of all concerned.

- “1. All Certificates of Timber Origin (CTO), Certificates of Lumber Origin (CLO) and Certificates of Minor Forest Products Origin (CMFPO), unused as of 30 April 1994 shall be surrendered by all DENR issuing officers to the Secretary, thru the Office of the Undersecretary for Field Operations not later than 15 May 1994, accompanied by a complete Inventory Report to be signed by the Regional Executive Director (RED) concerned. The inventory shall indicate the category and serial numbers of the Certificate of Origin. All unused but unsurrendered COFs as of 15 May 1994 are deemed cancelled or invalid.**

The period covering 1-15 May 1994 is intended to provide sufficient time for the physical inventory and shipment of the unused old forms from the accountable DENR field officer to the Central Office, thru the RED concerned. The use, therefore, of any old COFs beginning 01 May 1994 is no longer authorized.”

- “2. Beginning 16 May 1994, no shipment of logs, timber, lumber, or minor forest products shall be allowed unless the shipments are covered by the newly-printed COFs.**

However, all COs issued on or before 30 April 1994 shall be considered valid up to the expiry date specified therein, or upon delivery of the commodity covered thereby, whichever comes first. These new certificates are printed in six copies, each copy to be distributed as follows:

- a. Original copy to accompany the shipment, color-coded red
- b. Undersecretary for Field Operations, color-coded white
- c. Regional Executive Director, color-coded orange
- d. PENRO, color-coded yellow
- e. CENRO, color-coded pink
- f. Shipper, color-coded green

Only the original copy of the certificate shall be allowed to accompany the shipment. A shipment accompanied by any copy other than the original shall be temporarily held pending further investigation.”

All other provisions under DENR Memorandum Order No. 01, S. 1994 shall remain the same.

This Memorandum Order takes effect immediately.

BEN S. MALAYANG III
OIC, Secretary

DENR Memorandum Order
No. 07
April 15, 1994

**SUBJECT : Reshuffle of All DENR Field Personnel Manning
Major Ports of Entry of Forest Products and
Submission of Monthly Monitoring Reports of
Forest Product Shipments**

In the interest of the service and in order to prevent apathy in the enforcement of laws, rules and regulations, all Regional Executive Directors (REDs) are hereby ordered to replace all personnel manning major ports of entry of forest products in their respective areas of jurisdiction. Community Environment and Natural Resources Offices (CENROs), having direct jurisdiction over these ports, are likewise hereby directed to submit monthly monitoring reports of the entry and departure of forest products within their respective jurisdictions to the Office of the Secretary (Attention: Special Concerns Office) for synchronized monitoring and enforcement.

This Order take effect immediately.

SO ORDERED.

ANGEL C. ALCALA
Secretary

DENR Memorandum Order

No. 09

June 08, 1994

SUBJECT : Use of the Photo-copy Forms of Certificate of Origins

In view of the shortage and delay of delivery of Certificate of Origin forms, the Regional Offices of DENR National Capital Region (NCR) and Regions 4-A and 4-B, are hereby authorized to use photo-copy forms of Certificate of Origins to be secured from the Office of the Undersecretary for Field Operations until the Original forms have arrived.

The Regional Executive Directors concerned after receipt of said forms are hereby instructed to submit report indicating the following information:

1. Shippers - complete address
2. Consignee - complete address
3. No. of Pieces/Volume
4. Serial No. of the forms

The RED concerned shall inform the other DENR Regional Offices immediately via fastest means of communication the consignees of the shipment covered by these forms.

This Memorandum Order takes effect immediately.

BEN S. MALAYANG III
Undersecretary for
Field Operations

DENR Memorandum Order
No. 10
June 13, 1994

SUBJECT : Use of the Photo-copy Forms of Certificate of Origins

In view of the shortage and delay of delivery of Certificate of Origin forms, the Regional Office of DENR Region III, is hereby authorized to use photo-copy forms of Certificate of Origins to be secured from the Office of the Undersecretary for Field Operations until the Original forms have arrived.

The Regional Executive Director concerned after receipt of said forms is hereby instructed to submit report indicating the following information:

1. Shippers - complete address
2. Consignee - complete address
3. No. of Pieces/Volume
4. Serial No. of the forms

The RED concerned shall inform the other DENR Regional Offices immediately via fastest means of communication the consignees of the shipment covered by these forms.

This Memorandum Order takes effect immediately.

BEN S. MALAYANG III
Undersecretary for
Field Operations

DENR Memorandum Order

No. 11

June 14, 1994

SUBJECT : Donation of Confiscated Lumber to the Department of Education, Culture and Sports (DECS)

In the interest of the public, particularly the students in public schools, and considering the shortage of desk, chairs and other school fixtures/furnitures, all Regional Executive Directors (REDs) are hereby instructed to donate confiscated lumber to the Department of Education, Culture and Sports through its Regional Offices subject to the Department's policy on the matter.

Consequently, the REDs are further directed to coordinate this directive with DECS regional offices upon receipt of a copy thereof.

All reports in compliance to this Order shall be submitted directly to the Office of the Undersecretary for Field Operations.

This Order takes effect immediately.

BEN S. MALAYANG III
Acting Secretary

DENR Memorandum Order

No. 12

June 16, 1994

SUBJECT : Launching of Project - TREES (Trust Resources to Ensure Environmentalists' Security)

In consonance with the government's environmental policies and to provide assistance to the families of government employees, volunteers and non-government organization (NGO) personnel who died or were incapacitated while performing environmental protection functions, the DENR launches Project-TREES, otherwise known as TRUST RESOURCES TO ENSURE ENVIRONMENTALISTS' SECURITY.

Project-TREES aims to generate funds to provide benefits, such as insurance, employment opportunities, livelihood packages, educational and pension plans, and other forms of incentives for the families of DENR employees, volunteers or NGO personnel who either loss their lives or get incapacitated while performing environmental protection functions.

To facilitate the implementation of Project-TREES, the Assistant Secretary for Management Services is hereby directed to formulate the operational guidelines of the project, taking into consideration the operation and management procedures, fund sourcing, awarding mechanism, monitoring and evaluation, documentation, and other relevant activities that will ensure the smooth and successful implementation of this Project.

This Order shall take effect immediately.

ANGEL C. ALCALA
Secretary

DENR Memorandum Order

No. 14

June 16, 1994

SUBJECT : Implementation of the Program entitled "FAMILY TREE" (Grow a Family Tree for Legacy)

In line with our call for the entire citizenry to share in the responsibility of environmental protection for future generations and in consonance with the theme of the Environment Month: ONE EARTH ONE FAMILY, all members of the DENR Family are hereby enjoined to actively participate in mobilizing every family in the country to plant a family tree for legacy.

A Family Tree is an important heritage that each family must bestow their children. It symbolizes a conviction in protecting the planet EARTH, a conviction that may be adopted by the future generations.

The program also envisions to inculcate the relevance of tree planting to the participating families, apart from promoting awareness on environmental protection.

The DENR through its Regional/Field Offices and in coordination with the local government units and other concerned agencies shall manage and coordinate the implementation of this Program.

The DENR shall assist in providing seedlings to interested families, preferably premium species like narra, to symbolize the conviction of the country, in protecting the environment. The trees shall be planted at their own property or at designated areas which may be identified by the DENR and the LGUs for the purpose. Historical sites in certain localities may be designated as planting sites.

All Bureaus, Attached Agencies, Regional/Field Offices are hereby mandated to implement the Program in their respective areas of jurisdiction.

This Order shall take effect immediately.

ANGEL C. ALCALA
Secretary

DENR Memorandum Order
No. 15
July 13, 1994

SUBJECT : Continuance of the Acceptance, Evaluation and Issuance of Industrial Forest Management Agreement (IFMA) and Providing Additional Guidelines Thereof.

In line with the objectives of managing and developing industrial forest plantations as defined under DAO 60, Series of 1993, and pursuant to the government thrust for sustainable production of timber and other forest products, the following instructions are hereby given for the information and compliance of all concerned:

Sec. 1 Lifting of the suspension on the processing and issuance of IFMA.

The processing and issuance of IFMA which was temporarily suspended per radio message dated 22 June 1994 of the Secretary, DENR in view of some reports on conflict of IFMA areas with government projects and forest leases, licenses and permits as well as erroneous reports of field survey and timber inventories on IFMA applications, is hereby restored; subject to proper compliance with the guidelines and instructions prescribed herein.

Sec. 2 Conflict of IFMA areas with other DENR Projects.

In view of DENR thrusts on community based forest management, the recognition of ancestral land claim, and protecting the integrity of IPAS sites; projects such as ISF, CFP, IPAS, and ICC claims in accordance with DAO 2, 1993 and similar projects be given priority over IFMA areas in cases of conflict.

Sec. 3 Procedural guidelines for the processing and issuance of IFMA.

To forestall further occurrence of such incidence of conflicts and submission of erroneous field reports, the following guidelines shall be strictly followed in the processing and issuance of IFMA:

3.1 Identification of IFMA areas.

As much as possible, the identification of potential IFMA areas by the applicants themselves shall be discouraged/discontinued. Each region shall therefore have specific annual goals for areas to be identified, validated and made available for IFMA applications and a roster thereof shall be properly prepared and maintained. Priority areas for evaluation are the cancelled or expired TLA, ITP/IFMA and grazing land areas which are left without adequate forest protection and management. Existing ITPLAs and IFMAs which do not comply with the terms and conditions of the lease shall also be checked and verified for redistribution consistent with existing rules and regulations on the matter.

The Land Evaluation Processing Teams in coordination with the timber management officers of the regional field offices shall be mobilized to undertake the land evaluation of areas applied for and/or available for IFMA development.

3.1.1 Geographic Information System.

The Regional Executive Director shall likewise activate/task the Geographic Information System (GIS) Units in their respective offices which will maintain a register containing the location and description of areas which have been determined to be suitable and available for IFMA. It shall likewise maintain a comprehensive data base which can be used as basis in evaluating the suitability and availability of the areas which have not been previously delineated for IFMAs.

3.1.2 Area Suitability and Availability

Initial evaluation on the suitability and availability of the area shall be undertaken based on available maps and data/information generated by the Land Evaluation Parties and Land Capability teams and other relevant references to check on the following:

- * Physical features (mainly from 1:50,000 topographic maps) i.e., slope, elevation, drainage patterns, climatic type.
- * Existing infrastructure like roads, power, communications and others.
- * Current and proposed Forest Land Use such as National Parks, Military and Civil Reservations etc.
- * Existing DENR projects and forest leases, licenses, and permits.
- * Forest dependent communities (from local census or Inventory of Forest Occupants)

3.1.3 Site validation/Evaluation

To further check the suitability and availability of the area for IFMA, field inspection thereof shall be conducted to validate the various information and activities in the area as gleaned from the in-house data gathered from the activities outlined in the immediately preceding section.

For areas containing residual forest, resource inventory thereof shall be conducted in accordance with DMO No. 8, Series of 1991, the results of which shall be used as basis in residual production forests or degraded/ inadequately stocked logged over areas. Areas of (10) ten hectares or larger with basal area of less than five (5) square meter per hectare shall be considered as degraded and those with basal areas of five (5) square meter per hectare or higher shall be considered as residual production forest.

3.1.4 Community consultations

Upon verification of the availability and suitability of the area for IFMA, the concerned CENRO in coordination with its ancestral land desk officer shall prepare public notices to concerned communities that the area is being considered for IFMA following the format shown in Annex "A". CENRO, shall in coordination with the concerned LGUs, conduct a consultation meeting with the community residents/representatives. Depending on the outcome of the consultation, the CENRO shall either exclude the controverted portions of the proposed IFMA area or prescribe special conditions to be included in the IFMA. Where there are ancestral domain or land claims, procedure to check and verify their claims in accordance with DAO No. 2 Series of 1993 and other pertinent regulations on the matter shall be initiated.

3.1.5 Preparation and submission of Site Inspection/Validation Report

The inspection/validation report shall be prepared in the format shown in Annex "B" and shall be duly subscribed and sworn to by the concerned forest officer/s.

3.2 Brief Statement of the Forest Management Regime

In the absence of a Resource Management Plan, the concerned RED shall prepare a summarized Statement of the Forest Management Regime for the area, to embody the following:

3.2.1 Objectives (biological, socio-economic and environmental)

3.2.2 Vegetative cover

3.2.3 Forest Stand Structure and Composition

- a) Inventory Method
- b) Adequately-stocked Residual Forest
- c) Inadequately-stocked Residual Forest

3.2.4 General prescriptions for the management and development of the area into different uses:

- * Timber Production Forest (natural and plantation)
- * Non-timber production forest
- * Protection forest
- * Others

3.2.5 Appendices

a) Map

- * Vegetative Cover (with respective area of Adequately-stocked and Inadequately-stocked Residual Forests)
- * Ultimate Land Use Plan

b) Stand and Stock Tables

Sec. 4 Evaluation and processing of application for conversion of TLA into IFMA.

Applications for the conversion of existing TLA into IFMA shall be evaluated and processed in accordance with the guidelines therefor.

Sec. 5 Submission of Accomplishment Reports

In addition to the requirement called for in DAO 60 that the IFMA holder shall submit an annual accomplishment report on the development of the IFMA area, said holder shall at the initial stage of development "first three (3) years of the IFMA also prepare and submit quarterly accomplishment reports to the Director, Forest Management Bureau, furnishing a copy thereof to the Planning Service, DENR. Accomplishment report shall in all cases be prepared and submitted in the form as shown in Annex "C" of this Order, accompanied by a sketch/map showing the programs of plantation development by year.

Sec. 6 Penal Provisions

DENR officials found and verified to have violated the provisions of this Order shall be subject to immediate suspension, without prejudice to the filing of appropriate charges imposable under existing laws, rules, and regulations. On the other hand, IFMA holders who fail to comply with the requirements stipulated in the Agreement and the provisions of existing rules and regulations on the matter shall be liable for the suspension and/or cancellation of the Agreement.

Sec. 7 The REDs and other concerned field officials are hereby directed to apply the prioritization scheme in Sec. 2 and applicable procedural guidelines in Sec. 3 to resolve within 30 days identified IFMA areas in conflict with other DENR projects. Recommendation shall be forwarded to the Office of the Secretary for the Secretary's final decision.

Sec. 8 Repealing clause

This Order revokes the instructions contained in the telegram of this Office dated 22 June 1994.

Sec. 9 Effectivity

This Order shall take effect immediately.

ANGEL C. ALCALA
Secretary

DENR Memorandum Order

No. 16

July 13, 1994

**SUBJECT : Lifting the Prohibition on the Transport of Timber/
Lumber Cut Within Private Land Timber Permit/
Special Private Land Timber Permit (PLTP/
SPLTP) Areas Outside the Province of Origin.**

In order to meet the demands for wood products for housing, building construction, furniture making and other domestic consumption especially in wood-deficit areas, the prohibition on the transport of timber cut within Private Land Timber Permit/Special Private Land Timber Permit (PLTP/SPLTP) areas outside the province of origin pursuant to Memorandum dated 20 July 1991 of this Office, is hereby lifted subject, however, to the following conditions:

1. The movement of timber/lumber shall be accompanied by the required transport documents pursuant to DENR Administrative Order No. 59, Series of 1993 or subsequent regulations to be issued on the matter together with a certification from the concerned Multi-Sectoral Forest Protection Committee to be created under Item 2 of this Order that the forest products are cleared for transport or shipment.
2. For purposes of monitoring the transport of these products, a multi-sectoral forest protection committee shall be created at the CENRO level to be composed of representatives from the DENR, Local Government Unit concerned, the Philippine National Police, Religious Institutions, Media, and an accredited Non-Government Organization within the locality. The Committee must be formed not later than thirty days after the effectivity of this Order. The CENRO concerned must submit a report thereon to the Undersecretary for Field Operations through the Regional Executive Director.

In CENROs where there are existing Multi-sectoral Forest Protection Committee under the ENR-SECAL Program, the same may be used for this purpose. The monitoring work of the Multi-Sectoral Committee shall be in addition to the regular work being done by DENR personnel.

In CENROs where the Multi-sectoral Forest Protection Committees have yet to be created, the certification that the forest products are cleared for transport or shipment shall be incorporated in the certifications to be issued by the Barangay Captain and Mayor as per DENR Memorandum Order Circular No. 18, series of 1993.

This Order shall take effect immediately upon acknowledgement by the UP Law Center and fifteen (15) days after its publication in a newspaper of general circulation.

ANGEL C. ALCALA
Secretary

DENR Memorandum Order

No. 17

July 14, 1994

SUBJECT : Authority to Enforce Republic Act No. 7581 (RA 7581), Otherwise Known as the Price Act of 1991.

Pursuant to the provisions of Republic Act No. 7581, otherwise known as the Price Act of 1991, Executive Order No. 192, Series of 1988 and in order to effectively protect the consumers against trade malpractices and apply swift and effective solutions/remedies in the enforcement of consumer protection law, ALL DENR REGIONAL EXECUTIVE DIRECTORS, REGIONAL TECHNICAL DIRECTORS FOR FORESTRY, PENROs AND CENROs are designated as duly authorized representatives of the Secretary of the Department of Environment and Natural Resources to implement and enforce Republic Act No. 7581, with reference to wood and other forest products within their area of jurisdiction.

This Order shall serve as their authority to conduct such enforcement and shall take effect immediately.

ANGEL C. ALCALA
Secretary

DENR Memorandum Order
No. 20
August 12, 1994

**SUBJECT : Moratorium on Sawmilling Operations in the
Provinces of Aurora and Quezon.**

Pursuant to Executive Order No. 192 dated June 1987, among others, the DENR to effectively protect and enhance the quality of the environment and in view of the insistent clamor of non-government organizations and other cause-oriented groups to arrest extraction of timber in the provinces of Aurora and Quezon, a **MORATORIUM** on the operations of sawmills without backup timber concessions (Timber License Agreements) in the aforementioned provinces and the movement of timber and wood products to and from said processing plants is hereby **ORDERED** until further notice.

In consonance herewith, the following implementing guidelines and instructions are hereby issued:

1. The Regional Executive Director (RED) of Region IV-A shall cause the inventory of the log and lumber stocks of the sawmills operating in Maria Aurora and Dingalan, Province of Aurora, and Real and Mauban, Province of Quezon, within three (3) days after the issuance of this Order, and with the participation of local members of Multi-Sectoral Forest Protection Committees in the two provinces;
2. Based from the inventory conducted, the RED shall determine the period within which the aforesaid sawmills can mill and dispose their respective log and lumber stocks at the millsite, after which the processing plants shall be ordered closed and padlocked by the RED or his authorized representative, or dismantled preparatory to the possible transfer of said processing plants outside the affected provinces;
3. Any log and lumber not milled or disposed after issuance of the closure order shall be subject to confiscation;
4. The transport of logs and lumber along the coastline of Aurora and Quezon shall be allowed only through the use of barges, LCTs, and other large sea-faring vessels;

5. The use of the Umiray River as a transport route for logs is hereby **DISCONTINUED**. All logs passing through the said river route shall be considered as coming from illegal sources and shall be subject to outright confiscation;
6. TLA/IFMA holders who are themselves holder of permits to operate a sawmill/wood processing plant shall allocate at least ten percent (10%) of their production for sale to the local residents; and
7. The RED shall prepare and submit to the Secretary within ten (10) days from issuance hereof, an Implementing Plan consistent with this Order, which shall include, among others, the active involvement of the local Multi-Sectoral Forest Protection Committees (MFPCs) in the effective execution of the said plans. He is likewise ordered to submit a bi-weekly status report on the implementation and compliance with this Order.

This Order shall take effect immediately.

BY ORDER OF THE SECRETARY:

BEN S. MALAYANG III
Undersecretary for Field Operations

INDORSED:

RICARDO M. UMALI
Undersecretary for Natural
Resources Management

ROMULO D. SAN JUAN
Assistant Secretary for
Legal Affairs

LOPE D. REYES
Director, FMB

DENR Memorandum Order
No. 24
November 07, 1994

**SUBJECT : Institution of Control and Tracking Mechanism for
All Allowable Cuts for Forest Products.**

To ensure that the objectives envisioned in the adoption and printing of new CTO's/CLOs are achieved, it is hereby ordered that all CENROs and PENROs shall maintain a Logbook of all permits indicating therein their corresponding Allowable Cuts/authorized volumes whose entries shall correspondingly be updated everytime a CLO/CTO is issued. Balance of cuts on volume shall be indicated and signed in the upper right hand face of the CTO/CLO. The logbook shall be considered our accountable form, subject to spot or other audits and reviews.

This system is instituted in the absence of such information in the new CLO/CTO forms, and as a means of control and tracking system for all types of PERMITS within your respective jurisdiction so that at any given time the running balance of any permit can be readily determined through the information contained in said logbooks.

This Order takes effect immediately and supersedes all previous Orders inconsistent herewith.

BEN S. MALAYANG III
Undersecretary for Field Operatation

DENR Memorandum Order

No. 25

December 03, 1994

SUBJECT : Suspension of Logging and Issuance of Private Land Timber Permits in the Province of Saranggani.

The presence of commercial logging operations and tree cutting in private lands, exacerbated by the occurrence of unchecked illegal logging as reported by the Congressman and elected local Government Officials of Saranggani, has made the Province highly vulnerable to flash-floods and other calamities attendant to the unabated loss of forest vegetation.

Cognizant of such situation and pursuant to Executive Order No. 192 dated June 10, 1987 mandating, among others, the DENR to sustainably manage and develop the natural resources and effectively protect the environment all logging operations including the movement of logs, and the issuance of new or renewal of Private Land Timber Permits in the Province of Saranggani are hereby suspended immediately, until further notice.

In consonance with this Order, the following implementing guidelines and instructions are hereby issued:

1. The Regional Executive Director, DENR, Region XI, Davao City, shall cause the immediate inventory of all timber cut prior to this Order, including those in the wood processing mills, and submit a report thereon, together with his recommendation;
2. Pending the inventory of timber in the mill yards of wood processing plants, processing operations shall be stopped and may resume only upon an Order from the RED based on the inventoried volume and the daily rated capacity of the processing plant;

3. The RED shall prepare and submit to the Secretary within ten (10) days upon receipt hereof a Plan of Implementation which shall include, among others, the active participation of the local Multi-Sectoral Forest Protection Committee in the effective execution of the plan. He is likewise ordered to submit a bi-weekly status report on the implementation and compliance with this Order.

This Order shall take effect immediately.

BEN S. MALAYANG III
Acting Secretary

DENR Memorandum Order
No. 26
December 27, 1994

SUBJECT : Moratorium on Milling Operations in the Agusan Provinces.

Pursuant to Executive Order No. 192 dated June 1987 and in view of the immediate need to protect the remaining forest in the Agusan Province, a MORATORIUM on wood milling operations in Agusan Del Norte, Agusan Del Sur and in Butuan City and the movement of wood products associated with the operations, is hereby ORDERED until further notice.

Consonant to this Order, the following implementing guidelines and instructions are hereby issued, to wit:

- I. The Regional Executive Director (RED) of Region X together with the Executive Director, Operation Control Center (OCC) of the Undersecretary for Field Operations, and in coordination with members of the Multi-Sectoral Forest Protection Committees (MFPCs) both provincial and regional levels in Region X, shall cause the immediate evaluation/inventory of all sawmills (regular and mini-sawmill) operating in the Agusan Provinces and Butuan City and to include the following activities:
 - 1.1 Validation on the actual volume of logs delivered from legitimate sources;
 - 1.2 Validation on the actual volume of lumber/plywood processed per sawmill;
 - 1.3 Verification on the disposition/shipment of lumber output;
 - 1.4 Verification on the volume actually delivered to consignee(s) at point of destination;
 - 1.5 Determination of the approximate daily rated capacities of each sawmill plant from any available record.

2. After completion of the evaluation of every sawmill plant, the following guidelines for continuance of its operation and/or renewal of wood processing permit, shall be implemented:
 - 2.1 On regular sawmill or sawmill with daily rated capacity of 10,000 board feet and over:
 - 2.1.1 Regular sawmills with back-up concession shall be allowed to continue operation until their expiry dates;
 - 2.1.2 Regular sawmills without back-up concession but with adequate and legitimate log supply from existing TLAs, IFMA, PLTP shall likewise be allowed to continue processing for as long as log supply contract remains valid and enforced; provided its log supply is not less than fifty percent (50%) of its annual log requirement;
 - 2.1.3 Regular sawmills processing bidded logs shall be allowed to continue processing until the stock balance shall be consumed;
 - 2.1.4 Regular sawmills processing imported logs shall also be allowed to continue operations. Provided that beginning 1995, regular sawmills except those enumerated in subsections 2.1.1 and 2.1.2 opting to process imported logs shall not be allowed to process local logs at the same time.
 - 2.2 On mini-sawmill or sawmill with daily rated capacity of less than 10,000 board feet:
 - 2.2.1 Mini-sawmills without permit to operate shall be padlocked/dismantled;
 - 2.2.2 Mini-sawmills with permits and with adequate supply of plantation timber shall be allowed to continue operation until their expiry dates;

- 2.2.3 Mini-sawmill operators will not be allowed to participate in the bidding of non-plantation timber;
 - 2.2.4 Mini-sawmills processing logging wastes shall be allowed to continue milling the remaining legitimate stock balance. Henceforth, minisawmills will not be allowed to process logging wastes, nor their permits renewed unless owned and operated by a cooperative duly registered with the Cooperative Development Authority and authenticated as truly community based, by the regional and provincial MFPCs.
3. During the implementation of this Order, all milling operations shall be suspended pending the conduct of evaluation/inventory. All movements of logs, lumber and other forest products within the sawmill area(s) are hereby prohibited pending the conduct of evaluation/inventory of the same.
4. The suspension of milling operations shall be for period of 30 days which shall commence upon the submission of the Implementing Plan as provided for in Section 8 of this Order and upon the approval of the Undersecretary for Field Operations of the same.
5. After evaluation, sawmills found clear of any violation maybe allowed to operate even before the expiration of the 30 day moratorium period upon the recommendation of the RED and approval of the Undersecretary for Field Operations. However, those sawmills operating with a permit issued by the DENR and found with violations of any forestry laws, rules and regulations shall be cancelled in accordance with law.
6. All logs/lumber inventories inside the compound of processing plants found to be coming from illegal source or found to be in excess of what is officially delivered from legal sources shall be confiscated.
7. Beginning 1995, mini-sawmills shall be relocated to the sites or areas which will be designated as the processing center by the cooperative and MFPC, and shall not be less than three (3) kilometers from the bank of

8. The RED shall prepare and submit to the Secretary, thru the Undersecretary for Field Operations, within ten (10) days from issuance hereof, an Implementing Plan consistent with this Order, which shall include, among others, the active involvement of the local Multi-Sectoral Forest Protection Committees (MFPCs) in the effective execution of the said Plan. The RED is personally liable for any abuse of the above guidelines particularly the implementation of the provisions under Section 3. He is likewise, ordered to submit a weekly status report on the implementation and compliance with this Order.

This Order shall take effect immediately.

SO ORDERED.

ANGEL C. ALCALA
Secretary