



INTRODUCTION TO PD 1586 THE PHILIPPINE ENVIRONMENTAL IMPACT STATEMENT SYSTEM AND IMPORTANT UPDATES



Speaker:

ALYSSA FAIRYLENE E. CABUSORA

Environmental Impact Assessment Section

EMB-CAR

OUTLINE OF THE PRESENTATION



I. POLICY OF THE STATE

II. ENVIRONMENTAL IMPACT ASSESSMENT

III. PROJECTS COVERED BY PD 1586

- Environmentally Critical Projects (ECPs)
- Environmentally Critical Areas (ECAs)
- MC 2014-005

IV. PD 1586 DECISION DOCUMENTS

V. IMPORTANT POINTS and UPDATES

VI. OVERVIEW OF THE ONLINE APPLICATIONS
FOR ECC AND CNC



In the 1960s...

Uncontrolled Population Growth



Urbanization



Rapid Natural Source Utilization



Industrial Expansion



Increasing Technological Advances

Population, urbanization, industrialization, technologies...



Air Pollution



Land Pollution



Water Pollution



PD 984 (National Pollution Control Decree of 1976)
PD 1151 (Philippine Environmental Policy of 1977)

PD 1586

(Establishing an Environmental Impact Statement (EIS) System in 1978)



I. Policy of the state

PD 1586: Philippine Environmental Impact Statement (EIS) System

(JUNE 11, 1978)

Section 4: “No person, partnership or corporation shall undertake or operate any in part such as declared **Environmentally Critical Project (ECP)** or project within an **Environmentally Critical Area (ECA)** without first securing an **Environmental Compliance Certificate (ECC)**”.





Definition of terms

- **ENVIRONMENTAL COMPLIANCE CERTIFICATE.** A document issued by the DENR/EMB certifying that the proponent has complied with all the requirements of the EIS System and has committed to implement its approved Environmental Management Plan.
- **ENVIRONMENTALLY CRITICAL PROJECTS (ECPS)** are projects that have high potential to cause significant adverse impact to the environment.
- **ENVIRONMENTALLY CRITICAL AREAS (ECAs)** are environmentally sensitive areas wherein significant environmental impacts are expected if certain types/thresholds of proposed projects are located, developed or implemented in it.



II. ENVIRONMENTAL IMPACT ASSESSMENT (EIA)

- ▶ The **process** that involves **evaluating and predicting the likely impacts of a project** (including cumulative impacts) on the environment during construction, commissioning, operation and abandonment.
- ▶ It includes **designing appropriate preventive, mitigating and enhancement measures** addressing these consequences to protect the environment and the community's welfare.



SUSTAINABLE DEVELOPMENT

“Meeting the needs of the present generation without compromising the ability of the future generations to meet their own needs”.

Our Common Future /Bruntland Report



III. PD 1586: WHAT ARE COVERED BY THE LAW?

1. Environmentally Critical Projects (ECPs)
 2. Projects located within Environmentally Critical Areas (ECAs)
-

Environmentally Critical Projects and Areas are described in:

Presidential Proclamation 2146 (December 14, 1981)

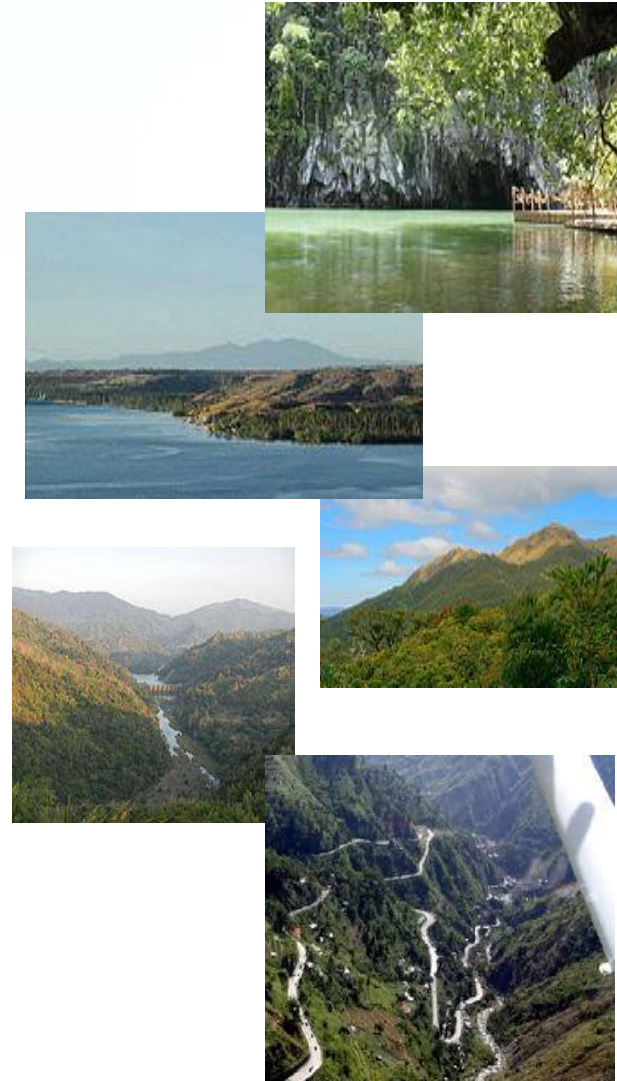
Proclaiming certain areas and types of projects as environmentally critical and within the scope of the environmental impact statement system established under presidential decree no. 1586.



Environmentally Critical Areas (ECAs)

***As declared by Proclamation No. 2146 (1981)**

1. Declared by law as national parks, watershed reserves, wildlife preserves, and sanctuaries
2. Areas set aside as aesthetic, potential tourists spots
3. Habitat for endangered or threatened species of indigenous Philippine wildlife (flora and fauna)
4. Areas of unique historic, archeological or scientific interests
5. Areas which are traditionally occupied by cultural communities or tribes
6. Areas with critical slopes





7. Areas frequently visited and hard hit by natural calamities
8. Prime agricultural lands
9. Recharge areas for aquifers
10. Mangrove areas
11. Coral reef
12. Water bodies



Environmentally Critical Projects (ECPs)

***As declared by Proclamation No. 2146 (1981)**

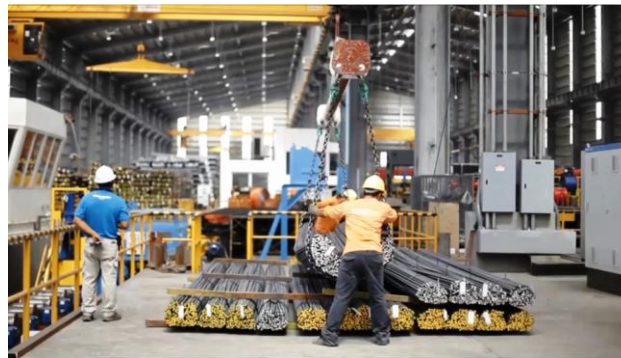
Heavy and other Processing/Manufacturing Industries



Metal Industries



Smelting Plants



Iron and Steel Mills



Infrastructure Projects



Dams



Bridges



Roads



Power plants



Reclamation Projects



Resource Extractive Industries



Quarrying



Extraction of Mangrove Products



Dikes for/and fishpond development projects



Mining



Environmentally Critical Projects (ECPs)

**As declared by Proclamation No. 803 (1996)*

- **All golf course projects**



WHEREAS, the construction, development, and operation of golf courses may result in the disturbance of the environment and the ecology, utilization of vast amounts of water and other scarce natural resources, withdrawal of lands from agricultural production, application of harmful chemicals and substances, and disposal of waste products into the environment.



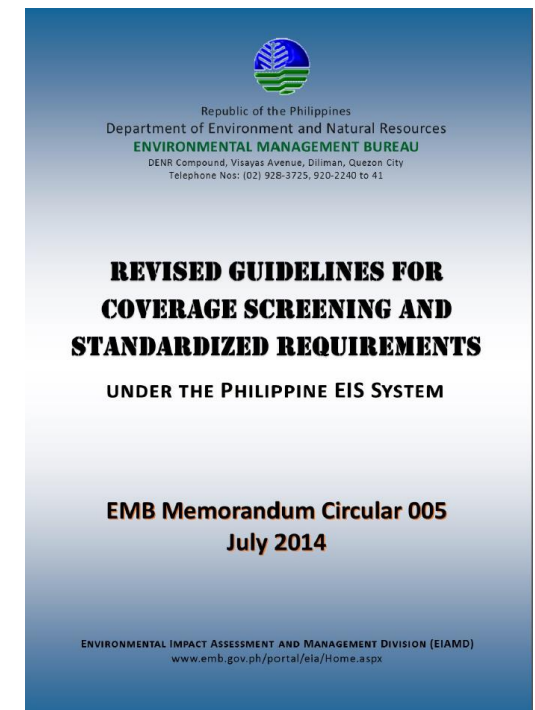
Do all ECPs and projects located within an ECA need to secure an ECC?

Basis/reference in determining if a certain project needs to secure an ECC:

EMB MC 2014-005

(Revised Guidelines for Coverage Screening and Standardized Requirements)

EMB Memorandum (June 8, 2018)



EMB MC 2014-005

Revised Guidelines for Coverage Screening and Standardized Requirements

Projects/Description	Covered (Required to secure ECC)		Not covered (only secure CNC)		Project size parameters / Remarks
	Category A: ECP EIS	Category B: ECP EIS	Non-ECP IEE Checklist	Category D PD (Part I only)	
3.4.4 Bridges and viaducts (including elevated roads), rehabilitation and/or improvement	None	≥ 50% increase in capacity (or in terms of length/width) OR ≥ 10 km	>50% increase in capacity (or in terms of length/width) but <total length of 10 km	≤ 50% increase in capacity (or in terms of length/width) but ≤ 2 km increase in length	
3.4.5 Roads – flyover/cloverleaf/interchanges	None	None	Regardless of length and width	None	
3.4.6 Pedestrian passages	None	None	All underpass projects	All overpass projects	
3.4.7 Tunnels and sub-grade roads and railways	≥ 1.0 km	< 1.0 km	None	None	
3.4.8 On-grade railway system, new	Regardless of length and width	None	None	None	
3.5 Other Transport Facilities					
3.5.1 Airports	None	International Airport	Domestic Airport	Private airstrips	
3.5.2 Land transport terminal (for buses, jeepneys and other modes of transportation)	None	None	> 1 hectare OR Regardless of size if with service facilities	≤ 1 hectare without service facilities	Based on project area (e.g., title, lease contract)
3.5.3 Sea port, causeways, and harbors (including RO-RO facilities)	None	≥ 15.0 hectares with reclamation OR ≥ 25.0 hectares (w/o reclamation)	< 15.0 hectares with reclamation OR > 1 hectare but < 25.0 hectares (w/o reclamation)	≤ 1.0 hectare (w/o reclamation)	Based on project area (e.g., title, lease contract)
3.6 Buildings including Housing, Storage Facilities and Other Structures					
3.6.1 Commercial, [Business centers with residential units (mixed use), malls, supermarkets, public markets] • Fast food/Restaurant Projects • Commercial Establishments (i.e. Showrooms)	None	≥ 5.0 hectare	> 1 hectare but < 5.0 hectares	≤ 1 hectare	Total/gross floor area including parking, open space and other areas
3.6.2 All office and residential building such as motels, condominiums, schools, etc. including storage facilities with no hazardous or toxic materials					



Environmental Impact Statement (EIS) (Category A/B)



- ▶ Document, prepared and submitted by the project Proponent and/or EIA Consultant that serves as an application for an ECC.
- ▶ A comprehensive study of the significant impacts of a project on the environment.
- ▶ It includes an Environmental Management Plan/Program that the Proponent will fund and implement to protect the environment

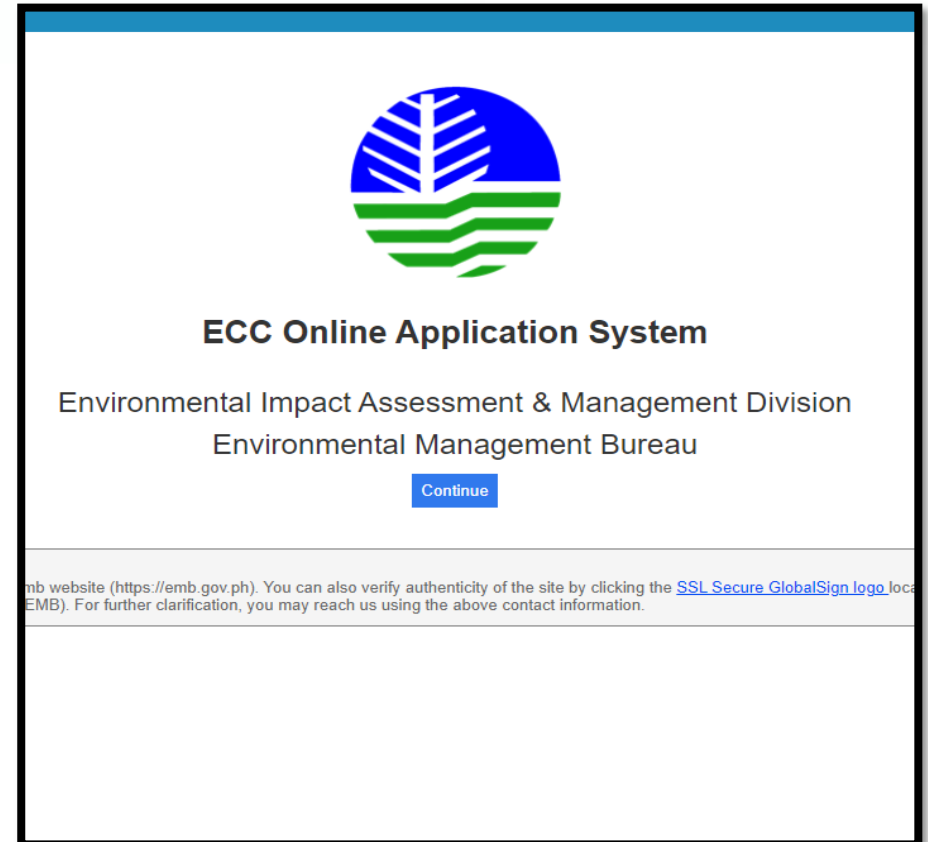


Initial Environmental Examination (IEE) Checklist Report (Category B)

► Simplified checklist version of an IEE Report, prescribed by EMB, to be filled up by a Proponent to identify and assess a project's environmental impacts and the mitigation/ enhancement measures to address such impacts

► Online Application

(www.emb.gov.ph)



Project Description (CNC)-Environmental Enhancement Projects (Category C)

-Description of how the project enhances the environment OR address environmental issues

-Project Components List

-Description of Project Phases – focus on activities and processes which may cause residual impacts

-Project Emissions/Effluent/ Hazardous Waste/Solid Waste/Other Wastes

-Project Cost and Duration

-Geotagged Photographs
(manual application)

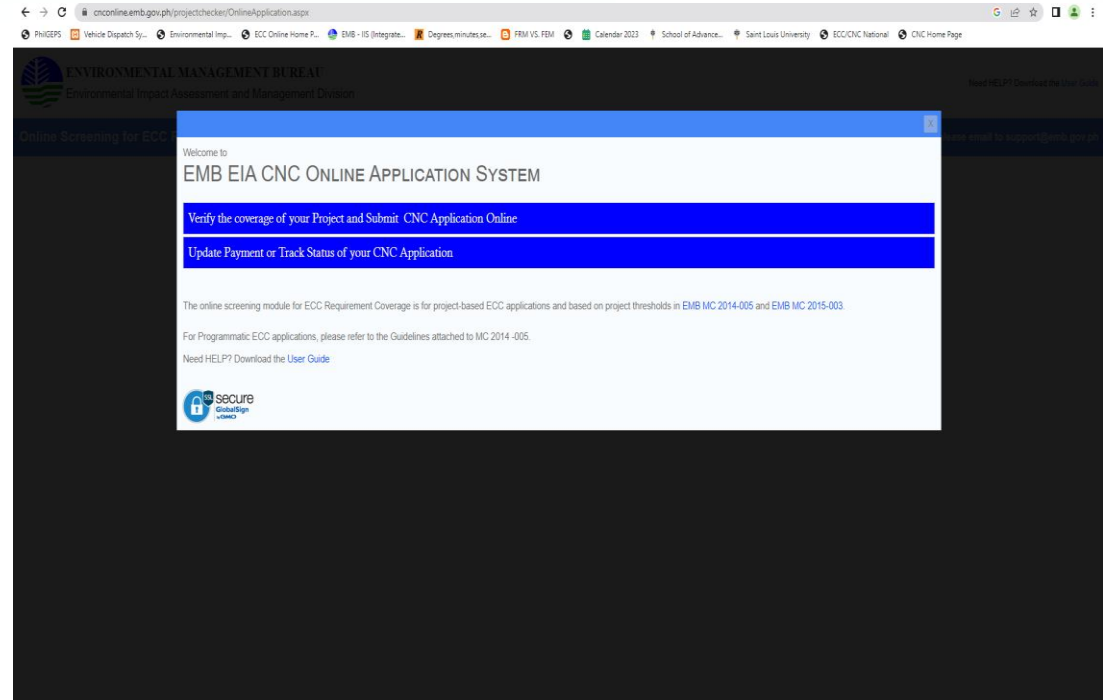
Certificate of Non-Coverage (CNC) Application Form			
1. Name of the Project			
2. Project Location	Sitio/Barangay	Zone/Classification (i.e industrial, residential) Residential	
	City/Municipality	Province	Region
3. Proponent Name			
4. Proponent Address			
5. Contact Person	Name	Designation	
6. Proponent Means of Contact	Landline No.	Fax No.	
	Mobile No.	Email	
7. Project Type or Undertaking			
8. Project Size	Fill up only relevant parameters.		
	Capacity (i.e. MW, cu.m, heads)	Space Allocation /Area (i.e. km,ha,sqm)	
	Quantity to be Processed (i.e. MR of raw material)	Others:	
	Production Rate (i.e. MT/year)		
9. Description of Project Activities <small>(i.e. during pre construction, construction, operation and abandonment; include only highlights)</small>	Pre construction –		
	Construction –		
	Operation –		
	Abandonment –		
Prepared/Submitted by:		Concurred/Approved by:	
Signature over Printed Name		Owner's/Proponent's Signature over Printed Name	



Project Description (CNC) (Category D)

-Projects that are deemed unlikely to cause significant adverse impact on the quality of the environment according to the parameters set forth in the Screening Guidelines

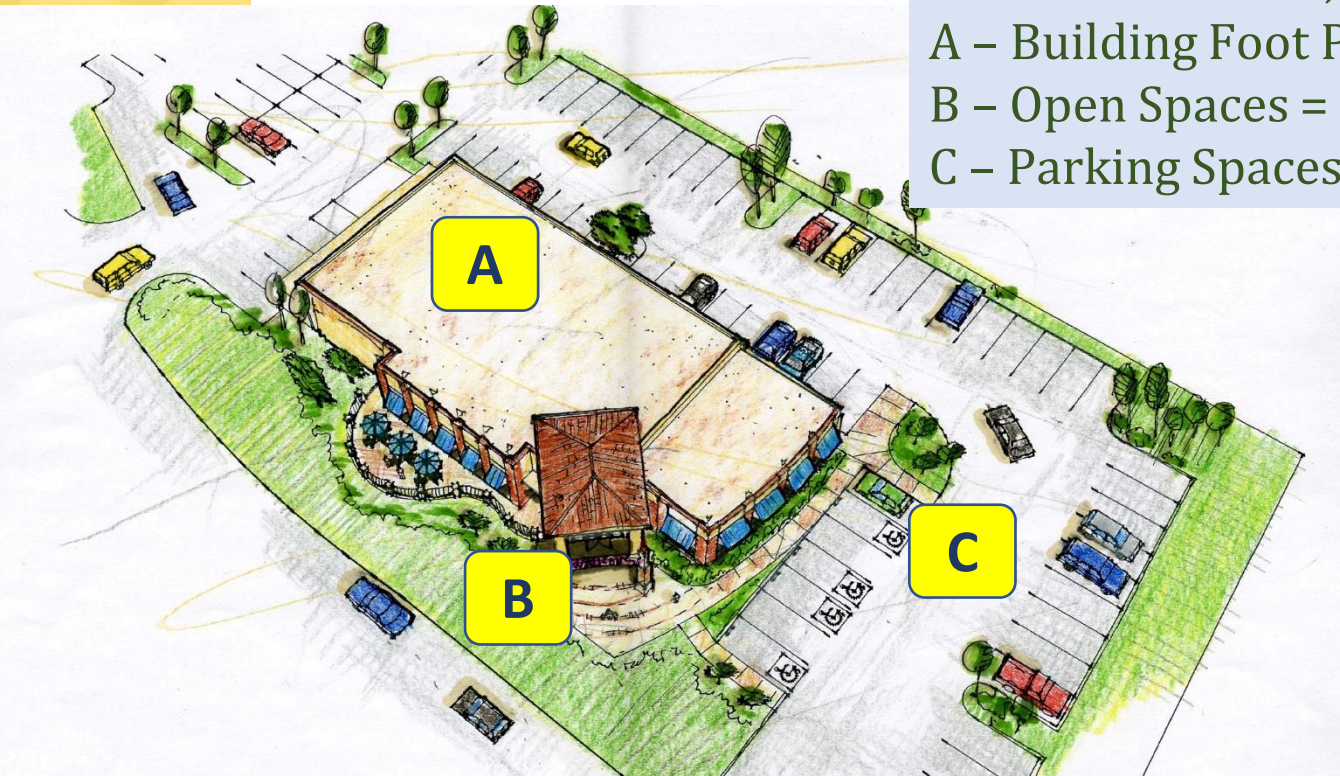
-Online Application
(www.emb.gov.ph)



Project Categorization	Documentary Requirement	Decision Document	Processing & Approval
Category A	EIS (manual)	ECC	Central Office
Category B	EIS (manual) IEE Checklist (online)	ECC	Regional Office
Category C	Part I and Part II Proforma Project Description (manual)	CNC	Regional Office
Category D	Project Description (online)	CNC	Central Office



Screening Sample



Legend:

Total Lot Area = 2,000 sq. m.

A – Building Foot Print = 800 sq. m.

B – Open Spaces = 300 sq. m.

C – Parking Spaces = 900 sq. m.

Two (2) – Storey Restaurant Building

To compute the Total Gross Floor Area (TGFA):

$TGFA = [A \text{ (Building Foot Print)} \times 2] + B \text{ (Open Spaces)} + C \text{ (Parking Spaces)}$

$TGFA = (800 \text{ sq. m.} \times 2) + 300 \text{ sq. m.} + 900 \text{ sq. m.}$

$TGFA = 2,800 \text{ sq. m.}$



EMB MC 2014-005

Revised Guidelines for Coverage Screening and Standardized Requirements

Projects/Description	Covered (Required to secure ECC)			Not covered (may secure CNC)	Project size parameters / Remarks
	Category A: ECP EIS	Category B EIS	Non-ECP IEE Checklist	Category D PD (Part I only)	
3.4.4 Bridges and viaducts (including elevated roads), rehabilitation and/or improvement	None	≥ 50% increase in capacity (or in terms of length/width) OR ≥ 10 km	>50% increase in capacity (or in terms of length/width) but <total length of 10 km	≤ 50% increase in capacity (or in terms of length/width) but ≤ 2 km increase in length	
3.4.5 Roads – flyover/cloverleaf/interchanges	None	None	Regardless of length and width	None	
3.4.6 Pedestrian passages	None	None	All underpass projects	All overpass projects	
3.4.7 Tunnels and sub-grade roads and railways	≥ 1.0 km	< 1.0 km	None	None	
3.4.8 On-grade railway system, new	Regardless of length and width	None	None	None	
3.5 Other Transport Facilities					
3.5.1 Airports	None	International Airport	Domestic Airport	Private airstrips	
3.5.2 Land transport terminal (for buses, jeepneys and other modes of transportation)	None	None	> 1 hectare OR Regardless of size if with service facilities	≤ 1 hectare without service facilities	Based on project area (e.g., title, lease contract)
3.5.3 Sea port, causeways, and harbors (including RO-RO facilities)	None	≥ 15.0 hectares with reclamation OR ≥ 25.0 hectares (w/o reclamation)	< 15.0 hectares with reclamation OR > 1 hectare but < 25.0 hectares (w/o reclamation)	≤ 1.0 hectare (w/o reclamation)	Based on project area (e.g., title, lease contract)
3.6 Buildings including Housing, Storage Facilities and Other Structures					
3.6.1 Commercial, [Business centers with residential units (mixed use), malls, supermarkets, public markets] • Fast food/Restaurant Projects • Commercial Establishments (i.e. Showrooms)	None	≥ 5.0 hectare	> 1 hectare but < 5.0 hectares	≤ 1 hectare	Total/gross floor area including parking, open space and other areas
3.6.2 All office and residential building such as motels, condominiums, schools, etc. including storage facilities with no hazardous or toxic materials					

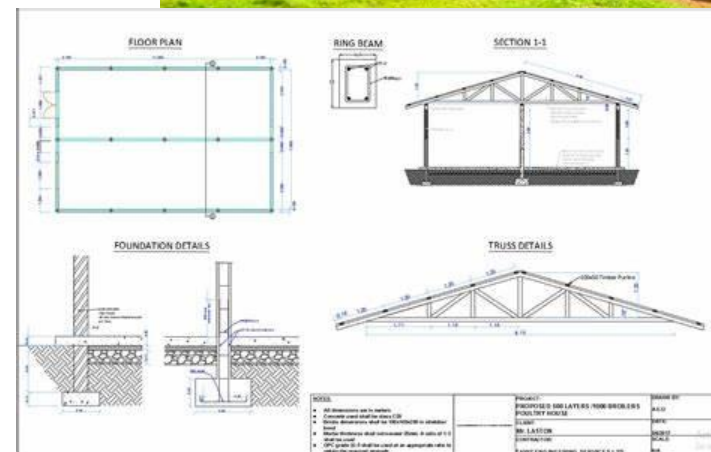


Example Problem No. 1 (Screening)

- ▶ Juan Dela Cruz is proposing to construct and operate a poultry farm with a **maximum stocking population of 50,000 heads.**

Questions:

- What is the Category of the project?
- Is the project required to secure an Environmental Compliance Certificate (ECC)?
- What is the documentary requirement?



EMB MC 2014-005

Revised Guidelines for Coverage Screening and Standardized Requirements

Projects/Description	Covered (Required to secure ECC)			Not covered (may secure CNC)	Project size parameters / Remarks
	Category A: ECP	Category B: Non-ECP		Category D	
	EIS	EIS	IEE Checklist	PD (Part I only)	
2.2.2 Wood Processing Projects	≥ 10,000 m ³	> 4,000 m ³ but < 10,000 m ³	> 100 m ³ but ≤ 4,000 m ³	≤ 100 m ³	Equivalent products per year <i>for more than 4,000 m³ - processing shall be done at the EMB Regional Office, however, approval will be at EMB Central Office as per Memorandum from the Secretary dated December 13, 2006</i>
2.2.3 Introduction of Exotic Fauna and Flora in Public and Private Forests	Introduction of exotic fauna regardless of number or area if located in public land	Introduction of exotic fauna regardless of number or area if located in private land	Introduction of exotic flora regardless of number or area in public or private land	None	
2.2.4 Grazing projects	≥ 500 Animal Unit (AU)	≥ 100 AU but < 500 AU	< 100 AU	≤ 10 AU AND < 1 AU per hectare	Grazing capacity for Category D; Animal Unit (AU) for other categories
2.2.5 Wildlife Farming or any related projects as defined by BMB	Establishments or facilities for wildlife farming, protection, conservation, commercial purposes				
	None	None	regardless of area except for butterfly farming	butterfly farming	
2.2.6 Breeding/propagation of any Philippine threatened species, exotic species, or non-threatened/indigenous species	None	Parental stock over 50 heads/species	None	Parental stock < 50 heads/species	
2.2.7 Livestock Animal Industries					
a) Livestock/piggery Projects – (eg. pigs/goats)	None	≥ 5,000 heads	> 100 but < 5,000 heads	≤ 100 heads	Stocking population
b) Ostrich Farming	None	≥ 1,000 heads OR ≥ 1 ha	> 100 but < 5,000 heads	≤ 100 heads AND ≤ 1 ha	
c) Livestock/poultry Projects – (eg. -birds)	None	≥ 100,000 heads	> 10,000 but < 100,000 heads	≤ 10,000 heads	Stocking population
d) Other Livestock projects	None	≥ 50 Animal Unit (AU)	> 10 AU but < 50 AU	≤ 10 AU	Stocking population
2.2.8 AGRICULTURE INDUSTRY					
a) Agricultural plantation (e.g. orchards, including rubber plantation)	None	≥ 500 hectares	> 50 hectares but < 500 hectares	≤ 50 hectares	Aggregated by municipality – based on contracting party
b) Animal feed mill	None	≥ 2,500 MT	> 200 MT but < 2,500 MT	≤ 200 MT	Annual production rate
2.3 Fishery Projects - Dikes For/And Fishpond Development Projects	Dikes for/and Fishpond Development Projects shall refer to natural or artificial water impoundment involving dike construction and harvesting the same as marketable size and quantities.				



Example Problem Answer (Screening)

- ▶ Juan Dela Cruz is proposing to construct and operate a poultry farm with a **maximum stocking population of 50,000 heads.**

Questions:

- What is the Category of the project?
- Is the project required to secure an Environmental Compliance Certificate (ECC)?
- What is the documentary requirement?

- **Category B**
- **Yes.**
- **IEE Checklist (online application)**





EMB Memorandum (June 8, 2018)

Pursuant to Rule 13 of DAO 2008-26, or the Implementing Rules and Regulations (IRR) of RA 7586 or the National Integrated Protected Area System (NIPAS) Act

- NO Certificate of Non-Coverage (CNC) shall be issued to projects located within a declared protected area
- Protected Area Management Board (PAMB) clearance – required for Environmental Compliance Certificate (ECC) applications located within protected areas



Protected areas under NIPAS



Mt. Apo National Park



**Upper Agno River Basin
Resource Reserve**



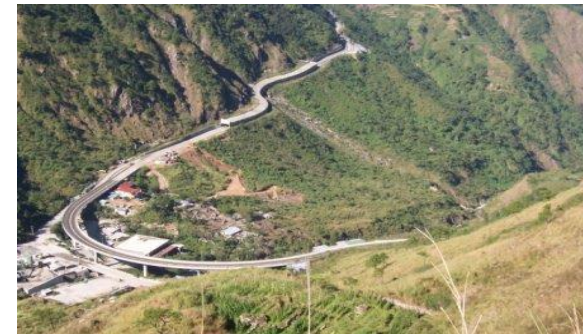
**Balbalasang-Balbalan
National Park**



Taal Volcano



**Puerto Princesa Subterranean
River Park**



**Marcos Highway Watershed
Forest Reserve**



Example Problem No. 2 (Screening)

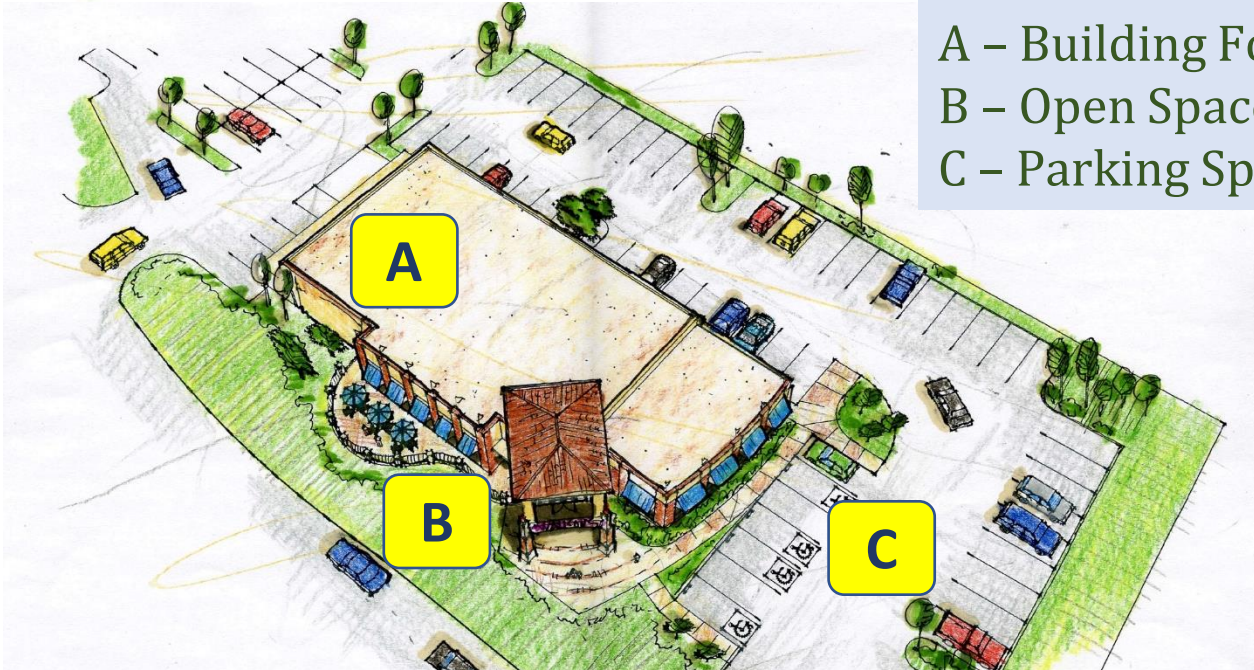
Legend:

Total Lot Area = 2,000 sq. m.

A – Building Foot Print = 800 sq. m.

B – Open Spaces = 300 sq. m.

C – Parking Spaces = 900 sq. m.



Two (2) – Storey Restaurant Building located at Cagaling, Tuba, Benguet (within Marcos Highway Watershed Forest Reserve)

To compute the Total Gross Floor Area (TGFA):

$TGFA = [A \text{ (Building Foot Print)} \times 2] + B \text{ (Open Spaces)} + C \text{ (Parking Spaces)}$

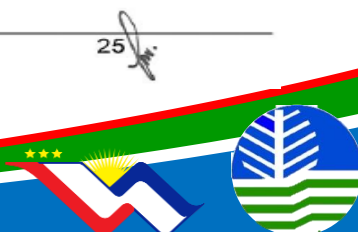
$TGFA = (800 \text{ sq. m.} \times 2) + 300 \text{ sq. m.} + 900 \text{ sq. m.}$

$TGFA = 2,800 \text{ sq. m.}$

EMB MC 2014-005

Revised Guidelines for Coverage Screening and Standardized Requirements

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	Category A: ECP	Category B: Non-ECP		Category D	
	EIS	EIS	IEE Checklist	PD (Part I only)	
3.4.4 Bridges and viaducts (including elevated roads), rehabilitation and/or improvement	None	≥ 50% increase in capacity (or in terms of length/width) OR ≥ 10 km	>50% increase in capacity (or in terms of length/width) but <total length of 10 km	≤ 50% increase in capacity (or in terms of length/width) but ≤ 2 km increase in length	
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3.4.6 Pedestrian passages	None	None	All underpass projects	All overpass projects	
3.4.7 Tunnels and sub-grade roads and railways	≥ 1.0 km	< 1.0 km	None	None	
3.4.8 On-grade railway system, new	Regardless of length and width	None	None	None	
3.5 Other Transport Facilities					
3.5.1 Airports	<div style="border: 2px solid red; padding: 10px; text-align: center;"> <p>***EMB Memorandum (June 8, 2018) - NO Certificate of Non-Coverage (CNC) shall be issued to projects located within a declared protected area.</p> </div>				
3.5.2 Land transport terminals and other modes of transportation					
3.5.3 Sea port, causeway and RO facilities					
3.6 Buildings including Housing, Storage Facilities and Other Structures					
3.6.1 Commercial, [Business centers with residential units (mixed use), malls, supermarkets, public markets] • Fast food/Restaurant Projects • Commercial Establishments (i.e. Showrooms)	None	≥ 5.0 hectare	> 1 hectare but < 25.0 hectares (w/o reclamation)	≤ 1 hectare	Total/gross floor area including parking, open space and other areas
3.6.2 All office and residential building such as motels, condominiums, schools, etc. including storage facilities with no hazardous or toxic materials					





IV. DECISION DOCUMENTS

1. Environmental Compliance Certificate

- Document issued after a positive review of an application.
- Outlines the commitments of the proponent which are necessary for the project to comply with existing environmental regulations or to operate within best environmental practices that are not currently covered by existing laws.
- Contains specific measures and conditions that the proponent has to undertake before and during the operation of a project, and in some cases, during abandonment stage, to mitigate identified environmental impacts.
- **VALID FOR FIVE (5) YEARS**
(if project implementation has not started)





CONTENTS OF THE ECC

- Scope of the project or undertaking
- Conditions as conformed to by the Proponent to implement measures to mitigate potential adverse impacts and/or enhance potential positive impacts as identified in the EIA Report
- Recommendations to assist LGUs and other government agencies to incorporate the EIA results in their decision-making process.



ECC Sample



Republic of the Philippines
Department of Environment and Natural Resource
ENVIRONMENTAL MANAGEMENT BUREAU
DENR Compound, Gibraltar, Baguio City
Telephone No.(074) 442-2346, (074) 446-2881, (074) 443-4909 Fax No.(074) 446-6440
car@emb.gov.ph
Visit us at <http://www.emb.gov.ph/portal/car>

ENVIRONMENTAL COMPLIANCE CERTIFICATE

(Issued under Presidential Decree 1586)

ECC-OL-CAR-2021-█

THIS IS TO CERTIFY THAT █ herein represented by its Corporate Secretary █ is granted this Environmental Compliance Certificate (ECC) for the development and operation of the █ Gasoline Station Project located along Pico Road, Barangay Puguis, La Trinidad, Benguet, by the Department of Environment and Natural Resources (DENR), through the Environmental Management Bureau (EMB).

SUBJECT ONLY to the conditions and restrictions set in this ECC and in the attached document labelled as Annexes "A", "B" and "C".

This Certificate is issued with the following details:

PROJECT DESCRIPTION

The ECC covers the development and operation of the █ Gasoline Station project with a total storage capacity of 121,133.18 liters. The project is located within a 1,080 sq. m. lot along Pico Road, Barangay Puguis, La Trinidad, Benguet specifically described in the geographical coordinates centered at 16.444847°N, 120.581375°E. The area is identified by Transfer of Certificate of Title numbered 016-2018000425 registered under the name of █ Corporation which is covered by a Contract of Lease executed by and between the latter and Clean Fuel Autogas, Inc. – a sister company of █

The details of the project components and facilities are found in Annex "C" hereof.

This Certificate is issued in compliance with the requirements of Presidential Decree No. 1586, and in accordance to DENR Administrative Order (D.A.O.) No. 2003-30. The EMB, however, is not precluded from reevaluating and correcting any deficiencies or errors that may be found after issuance of this Certificate.

Issued at EMB-CAR, DENR Compound, Gibraltar, Baguio City this February 18, 2021.

I. CONDITIONS

ENVIRONMENTAL MANAGEMENT

All commitments, mitigating measures and monitoring requirements, contained in the Initial Environmental Examination Checklist Report for the █ Gasoline Station project, particularly in the Environmental Management Plan/Environmental Monitoring Plan, including any modifications and/or additional information as approved by the EMB, shall be instituted to minimize any adverse impact of the project to the environment throughout its implementation, which shall include among others, to wit:

1. Secure all necessary permits and/or clearances from the concerned offices that have administrative jurisdiction over such projects/operations, i.e. DENR, EMB, LGU, etc., prior to the implementation of each phase of the project;
2. The proponent shall ensure that all commitments and mitigating/enhancement measures described in the EIA documents and other submissions shall be instituted and strictly implemented throughout the project operation. In addition, the proponent shall not be exempted from instituting additional mitigating/enhancement measures deemed necessary;
3. The proponent shall voluntarily cease its operation in the event of any malfunction in any of the appurtenant facilities until the time that said damages are rehabilitated or restored. Further, the proponent shall immediately inform the EMB-CAR of said damages and of remedial measures undertaken;
4. That all effluents shall be channeled into the Wastewater Treatment Facilities (WTF) and should not directly discharge into any bodies of water or land. Effluents shall conform with DENR-Administrative Order 2016-08, Water Quality Guidelines and General Effluent Standards of 2016, subject to the monitoring of this Office;
5. The proponent shall effect solid waste management at source encompassing the segregation, recycling and, composting of biodegradable wastes. The proponent shall provide and maintain at least two (2) receptacles for biodegradable and non-biodegradable wastes; and
6. That the proponent shall undertake tree planting as part of its landscaping and in support to the National Greening Program and climate change initiatives of the Government. Compliance with the said requirement shall be coordinated with the concerned CENRO, DENR – CAR and/or the host barangay particularly with regard to the planting site.

GENERAL CONDITIONS

Further Administrative Conditions for the grant of this Certificate shall be strictly complied with:

1. The legal requirements pursuant to RA 6969 or the Toxic Substances and Hazardous and Nuclear Wastes Control Act of 1990, RA 8749 or the Philippine Clean Air Act of 1999, RA 9003 or the Ecological Solid Waste Management Act of 2000 and RA 9275 or the Philippine Clean Water Act of 2004 shall be secured whenever applicable. Compliance with said requirements shall be coordinated with the Clearance and Permitting Division (CPD) of EMB-CAR, DENR;



SWORN ACCOUNTABILITY STATEMENT

I, **Engr. Khadaffy D. Tanggol**, Regional Director of DPWH-CAR, with office address at Engineer's Hill, Baguio City, take full responsibility in complying with all conditions in this Environmental Compliance Certificate (ECC) as well as in the Impact Assessment and Mitigation measures as contained in the IEE Checklist. Further, I hereby certify that the information provided to the EMB, DENR-CAR pertaining to this project were true and correct to the best of my personal knowledge and based on the records on my possession.

ENGR. KHADAFFY D. TANGGOL
Signature

TIN No. [REDACTED]

Subscribed and sworn before me this 08 NOV 2022, the above-named affiant taking oath presenting his DPWH Office ID No. 0100018, issued on January 1, 2001 at DPWH Central Office.


Notary Public

Doc. No. 176
Page No. 36
Book No. 3
Series of 2022

ATTY. ROBLES G. CALABIAS
No. 24 Bartolome Street, Upper Engineer's Hill, Baguio City
Notary Public
Until December 31, 2023
IBP Lifetime OR No. 501499 May 14, 2013
Roll No. 4275 May 7, 1998, Manila
S.A. 115-NC-21-R/MELE VII-0013092 until Apr 15, 2025
PTR No. 5020119 Jan. 4, 2022, Baguio City

PROJECT ASSESSMENT PLANNING TOOL

For the assistance of the proponent and the government agencies concerned in the management of the project and for better coordination in mitigation of the impacts of the Project on its surrounding areas and the environment, and by way of recommendation, forwarding these recommendations to the parties and authorities concerned for appropriate action.

OTHER REGULATORY REQUIREMENTS/CONDITIONS	CONCERNED GOVERNMENT AGENCIES/ENTITIES
1. Compliance with Code on Sanitation of the Philippines	Department of Health (DOH)
2. Compliance with the Labor Code of the Philippines	Department of Labor and Employment (DOLE)-Bureau of Working Standards
3. Compliance with the Ecological Solid Waste Management Act	Local Government Unit (LGU)
4. Compliance with the Forestry Code of the Philippines	Department of Environment and Natural Resources-CAR (DENR-CAR)
5. Compliance with the E-NIPAS Act	DENR-CAR
6. Compliance with Commission En Banc Resolution No. 08-083-2021 or the "Resolution Approving the Guidelines on the Validation and Assessment Process of Government Projects for the Delivery of Basic Services to be Undertaken Within or Affecting Ancestral Domains"	National Commission on Indigenous Peoples (NCIP)

ENVIRONMENTAL PLANNING RECOMMENDATION FOR THE PROPONENT

- Priority of employment shall be given to qualified local residents. Adequate public information for jobs available to local residents in the affected areas shall be provided;
- Construction activities employing the use of heavy equipment shall be undertaken at reasonable periods so as not to cause undue disturbance to nearby residents especially during night time;
- Dust and soil spillages along roads that are associated with the earthworks and, hauling and delivery of concrete and aggregates should be controlled and should not be a source of nuisance to nearby residents;
- Working areas shall be provided with appropriate warning signs, lighting during nighttime and adequate railings/barricades to prevent accidents;





2. Certificate of Non-coverage

- A certification issued by the EMB certifying that, based on the submitted project description, the project is not covered by the EIS System and is not required to secure an ECC.
- If a project is found “not covered”, it is not necessary for the proponent to apply for a CNC.
- Projects outside the purview of the PEISS are assumed to have minimal impacts and hence not covered by environmental monitoring requirements under the PEISS. However, they are not exempted from the necessary environmental permit(s)/clearances relative to its development/operation and as may be required by other concerned agencies.
- Any expansion and/or modification other than specified above shall be subject to re-assessment as to coverage of the PEISS.



CNC Sample



Department of Environment and Natural Resources
ENVIRONMENTAL MANAGEMENT BUREAU
DENR Compound, Visayas Avenue, Diliman, Quezon City 1115
Telephone Nos. (632) 927-15-17, 928-37-25; Fax No. (632) 920-22-58
Website <http://www.emb.gov.ph> / Email: mail@emb.gov.ph

IN ACCORDANCE WITH THE REVISED PROCEDURAL MANUAL FOR
DENR ADMINISTRATIVE ORDER NO. 30, SERIES OF 2003 OF PRESIDENTIAL
DECREE NO. 1586, THIS

CERTIFICATE OF NON-COVERAGE (CNC-OL-R03-2022-03-[REDACTED])

Issued to

[REDACTED]

On

March 21, 2022

For its

RESTAURANT

[REDACTED]

Monte, Bulacan, R03

Classified as

ITEM 3.6.1 INFRASTRUCTURE PROJECTS/BUILDINGS INCLUDING HOUSING, STORAGE FACILITIES AND OTHER STRUCTURES/COMMERCIAL, [BUSINESS CENTERS WITH RESIDENTIAL UNITS (MIXED USE), MALLS, SUPERMARKETS, PUBLIC MARKETS]/FAST FOOD/RESTAURANT PROJECTS (Declared Project Size: .006 Hectare Total/gross floor area including parking, open space and other areas)

THE ISSUANCE OF THIS CERTIFICATE SHALL NOT EXEMPT THE GRANTEE FROM COMPLIANCE WITH APPLICABLE ENVIRONMENTAL LAWS, RULES AND REGULATIONS INCLUDING THE PERMITTING REQUIREMENTS OF OTHER GOVERNMENT AGENCIES NEITHER CREATE ANY RIGHT NOR BE USED AS AN AUTHORIZATION TO IMPLEMENT THE PROJECT, YOU MAY PROCEED WITH THE IMPLEMENTATION ONLY AFTER SECURING ALL THE NECESSARY AND RELEVANT PERMITS FROM OTHER PERTINENT GOVERNMENT AGENCIES.

MOREOVER, ANY EXPANSION AND/OR MODIFICATION OTHER THAN SPECIFIED ABOVE SHALL BE CONSIDERED AS A VIOLATION OF P.D. 1586 (EIA SYSTEM) AND SHALL BE SUBJECT TO IMPOSITION OF FINES/PENALTIES AMOUNTING TO PHP 50,000.00.



Republic of the Philippines
Department of Environment and Natural Resources
ENVIRONMENTAL MANAGEMENT BUREAU
Cordillera Administrative Region



Certificate Registration No.
PHP QMS 19 93 0014

April 7, 2022

ENGR. KHADAFFY D. TANGGOL
Regional Director
DPWH-Cordillera Administrative Region
Engineer's Hill, Baguio City

Subject: **CERTIFICATE OF NON-COVERAGE (CNC)**
CNC-CatC-CAR-2[REDACTED]

Dear Engr. Tanggol:

This refers to your application for a Certificate of Non-Coverage (CNC) for the project

[REDACTED]

Sabangan, Mt. Province, approximately at the intersection of the geographical coordinates 16.98972°N, 120.9128°E (start) and 16.98972°N, 120.9147°E (end).

After careful evaluation of the documents submitted for the aforesaid application, it was found that in accordance with EMB Memorandum Circular 005, Series 2014 (EMB MC 2014-005) or the Revised Guidelines for Coverage Screening and Standardized Requirements under the Philippine Environmental Impact Statement System (PEISS), the project is classified under Category C (Environmental Enhancement and Mitigation Projects; Projects/undertakings which are intended to directly enhance the quality of the environment or directly address existing environmental problems) and is outside the purview of PD 1586.

The project, however, is not exempted from the necessary environmental permit(s)/clearances under the provisions of RA 6969 (Toxic Substances and Hazardous and Nuclear Wastes Control Act of 1990), RA 8749 (Philippine Clean Air Act of 1999) and RA 9275 (Philippine Clean Water Act of 2004) relative to its development and as may be required by other concerned agencies. Finally, any expansion and/or modification other than specified above specification shall be subject to re-assessment as to coverage of the PEISS.

Please be guided accordingly.

Very truly yours,

MA. VICTORIA V. ABRERA
Regional Director

RECORDS UNIT, EMB-CAR



RECEIVED: _____ ON: *April 5, 2022*
RELEASED: _____ ON: _____
MAILED BY: _____ ON: _____

Environmental Management Bureau - CAR
Bureau - CAR
OR No: 8589921
OR No: 8589991

Digitally signed by Environmental Management Bureau - CAR
Date: 2022.04.25 14:26:01 +0800
CNC Fee : Php 1,000.00
Documentary Stamp: Php 30.00

Date: April 5, 2022
Date: April 5, 2022



DENR Compound, Gibraltar, Baguio City
(074) 665-2804 - Regional Director's Office
Fax: (074) 446-6440
Loc. 15 - Environmental Monitoring & Enforcement Division (EMED)
Loc. 12 - Clearance & Permitting Division (CPD)
Loc. 13 - Finance & Admin Division (FAD)
(074) 443-4906 EMED Laboratory/PISMU

2022 [REDACTED]



EMB MC 2014-005

Revised Guidelines for Coverage Screening and Standardized Requirements

Projects/Description	Covered (Required to secure ECC)			Not covered (may secure CNC)	Project size parameters / Remarks
	Category A: ECP	Category B: Non-ECP		Category D	
	EIS	EIS	IEE Checklist	PD (Part I only)	
3.6.3 Institutional and other structures with laboratory facilities	None	None	Primary, Secondary, Tertiary hospitals or Medical Facilities	Centers, dental clinics including rural health units, X-ray clinic, diagnostic laboratory, assay laboratory	
3.6.4 Storage facilities for toxic or hazardous materials, substances or products (including those for those in PCL)	None	≥ 1,000 MT	< 1,000 MT	None	Storage capacity
3.6.5 Industrial Parks (horizontal development) with critical slopes	None	≥ 5 hectare	<5 hectare	None	Based on project area (e.g., title, lease contract)
3.6.6 Industrial Parks (horizontal development) in flat areas	None	≥ 25 hectare	<25 hectare	None	Based on project area (e.g., title, lease contract)
3.6.7 Subdivision and other housing projects in areas with critical slopes	None	≥ 5 hectare	> 1 hectare but <5 hectare	≤ 1 hectare	Based on project area (e.g., title, lease contract)
3.6.8 Subdivision and other housing projects in flat areas	None	≥ 25 hectare	> 1 hectare but <25 hectare	≤ 1 hectare	Based on project area (e.g., title, lease contract)
3.6.9 Family dwellings/apartment type	None	None	None	Regardless of area	
3.6.10 Columbarium and similar projects (including funeral parlor and crematorium)	None	None	> 1 hectare	≤ 1 hectare	Total/gross floor area including parking, open space and other areas
3.6.11 Cemetery, memorial park and similar projects	None	None	> 5.0 hectares	≤ 5.0 hectares	Based on project area (e.g., title, lease contract)
3.7 Pipeline and similar Projects					
3.7.1 Fuel pipelines	None				
3.7.2 Other pipelines/cables	None				
3.7.3 Submarine pipelines/cables	None				
3.8 Waste Management Projects					
3.8.1 Sanitary Landfill for industrial and other wastes	None				
3.8.2 Sanitary landfill for domestic wastes only	None				

C

CATEGORY C – projects or undertakings not falling under Category A or B which are intended to directly enhance the quality of the environment or directly address existing environmental problems; may be issued a CNC

Coverage Screening Guidelines and Standardized Requirements





Projects Operating Prior to 1982

They are essentially not covered by the PEISS (Category D) provided that it complies with **ALL** the restrictions enumerated:

- ✓ The existing process or operation prior to 1982 was not extended in terms of production capacity or area.
- ✓ The project had not stopped operation for a continuous period of more than two (2) years since 1982.
- ✓ The technology/production method or manufacturing process/operation used prior 1982 was not modified.
- ✓ The existing project facilities or structures prior to 1982 were not changes, rehabilitated or added to.





3. Denial Letter ✘

- A letter containing the explanation or the disapproval of the application and guidance on how the application can be improved to a level of acceptability in the next EIA process.

Note: Non-submission of an AI within the agreed timeframe may result only to a return of the EIA report. If the Proponent fail to resubmit the EIA Report with prescribed period, the application is considered “dropped” (NOT DENIED).



GROUNDS FOR DENIAL of ECC online applications ×



- ✓ Misrepresentation of submitted document in the online system
- ✓ The submitted documents were found not appropriate (i.e. proof of authority)
- ✓ Invalid proof of payment
- ✓ Any complaint filed relevant to the environmental impacts and mitigating measures of the proposed project within the application period which is not acted by the proponent within the twenty (20) working days processing of ECC



V. Important Points and Updates

- ✓ For projects **OPERATING WITHOUT AN ECC**
 - A project that has commenced its implementation is deemed “operating without ECC” whether or not it is in actual operation.
 - Maximum fine of Php 50,000.00
 - Table 2-2. Schedule of Penalty Reduction (Timing of ECC Application, Percentage Project Completion, Project Cost and Project Impact on the Environment) – A maximum of 80% reduction in penalty can be provided.

- ✓ For projects that have **STOPPED OPERATION FOR 5 YEARS**
 - Projects that have stopped operation for 5 years or less are not required to notify EMB provided that the CMR had been regularly submitted.
 - Projects that have stopped operation for more than 5 years are not required to obtain a new ECC if all conditions are met.



VALIDITY OF THE ECC

Lifetime of the project, until EMB validates the successful implementation of the environmental aspects/component of the proponent's Abandonment/Rehabilitation/Decommissioning Plan.

EXPIRATION OF THE ECC

Within five (5) years from issuance of the ECC, the project must be started

Filing of application for the extension of the validity of the ECC: **three (3) months** from the expiration of date

What do we mean that the project has started?

- The construction activities (i. e. clearing, excavation works) for the project have started.



V. Important Points and Updates

✓ **AN ECC IS NOT A PERMIT; NOT the “Mother of all permits”**

The issuance of an ECC or CNC for a project under the EIS System does not exempt the proponent from securing other government permits and clearances as required by other laws.

✓ **AN ECC IS NOT A VALIDATION** of submitted documents like land titles

✓ **EMB Memorandum Circular 2018-002** (September 26, 2018) Adjustment of CNC and ECC Online Application fees

	From	To
CNC (online)	Php 1,126.00	Php 1,140.00
ECC	Php 5,055.00	Php 5,070.00



EMB Memorandum Circular No. 002 Series of 2022 (May 9, 2022)

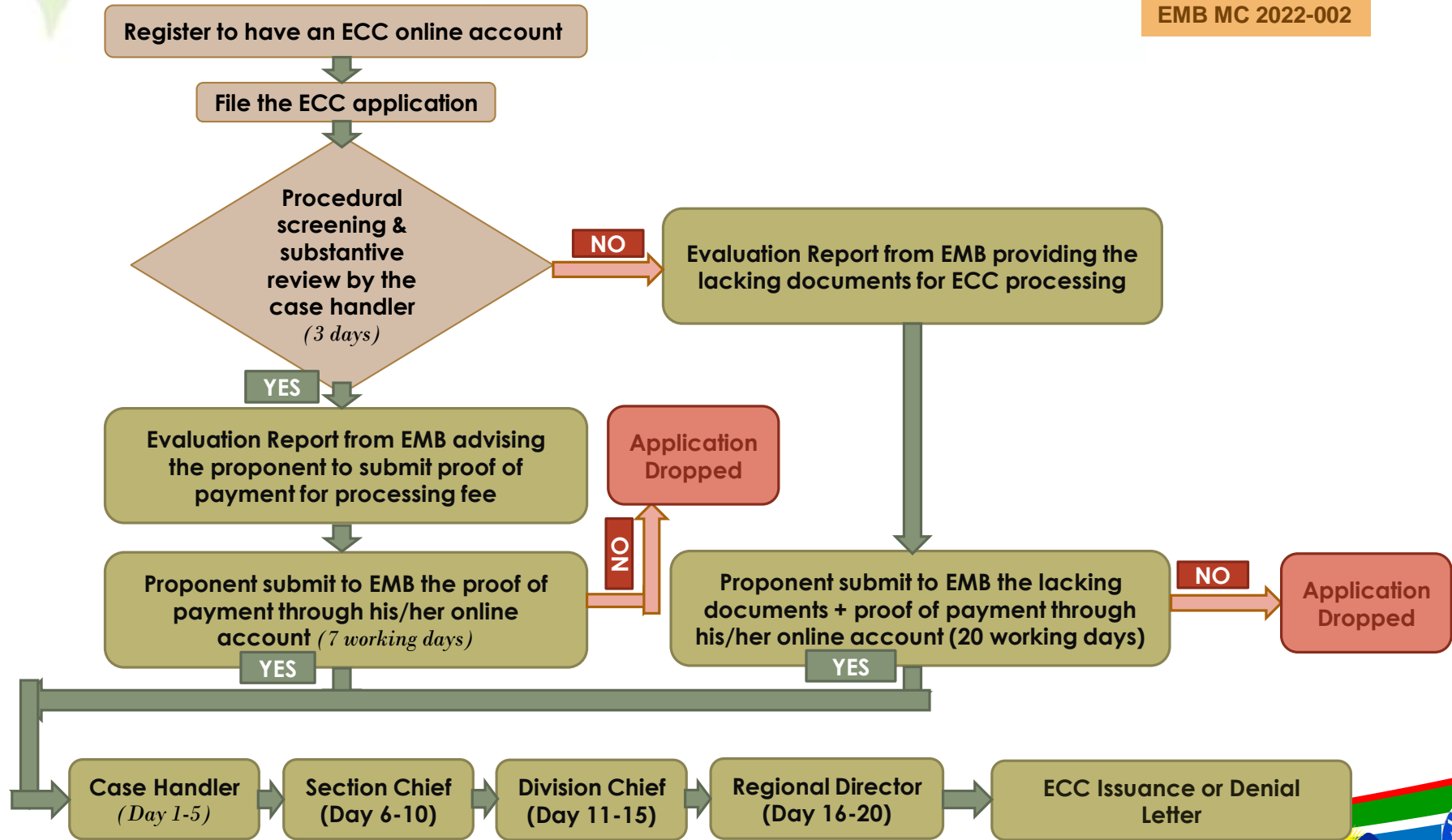
**Streamlining for Securing ECC for Projects
Requiring an IEE Checklist with Auto-approval
and/or Denial within the twenty (20) days
processing through the EMB Online System**



EMB Memorandum Circular No. 002, Series of 2022

Process Flow and Timeline in the Processing and Issuance of Environmental Compliance Certificate (ECC)

www.emb.gov.ph
EMB MC 2022-002



V. Overview of the Online Application for ECC and CNC

ECC Online Application

- Signing-up an account
- Sample online application

CNC Online Application

- Sample online application

