COMMITTEE REPORT NO. 1300

Submitted by the Special Committee on Reforestation on October 26, 2021

Re: HOUSE BILL NO. 10409

Recommending its approval in substitution of House Bills Numbered 9011, 9012, 9013, 9014, 9015, 9016, 9017, 9018, 9019, 9021, 9022, 9023, 9024 and 9027.

Sponsors: Representatives Elias C. Bulut, Jr., Eric Go Yap, Rufus B. Rodriguez and Rolando “Klarex” A. Uy

Mr. Speaker:

The Special Committee on Reforestation and the Committee on Appropriations to which were referred House Bill No. 9011, introduced by Reps. Rufus B. Rodriguez and Rolando “Klarex” A. Uy, entitled:

AN ACT
ESTABLISHING AND DETERMINING A COMMUNITY FOREST IN BARANGAY BAYANGA, IN THE 1st DISTRICT OF CAGAYAN DE ORO CITY, AND APPROPRIATING FUNDS THEREFOR

House Bill No. 9012, introduced by Reps. Rufus B. Rodriguez and Rolando “Klarex” A. Uy, entitled:

AN ACT
ESTABLISHING AND DETERMINING A COMMUNITY FOREST IN BARANGAY BESIGAN, IN THE 1st DISTRICT OF CAGAYAN DE ORO CITY, AND APPROPRIATING FUNDS THEREFOR

House Bill No. 9013, introduced by Reps. Rufus B. Rodriguez and Rolando “Klarex” A. Uy, entitled:

AN ACT
ESTABLISHING AND DETERMINING A COMMUNITY FOREST IN BARANGAY DANSOLIHON, IN THE 1st DISTRICT OF CAGAYAN DE ORO CITY, AND APPROPRIATING FUNDS THEREFOR
House Bill No. 9014, introduced by Reps. Rufus B. Rodriguez and Rolando “Klarex” A. Uy, entitled:

**AN ACT**

**ESTABLISHING AND DETERMINING A COMMUNITY FOREST IN BARANGAY LUMBIA, IN THE 1ST DISTRICT OF CAGAYAN DE ORO CITY, AND APPROPRIATING FUNDS THEREFOR**

House Bill No. 9015, introduced by Reps. Rufus B. Rodriguez and Rolando “Klarex” A. Uy, entitled:

**AN ACT**

**ESTABLISHING AND DETERMINING A COMMUNITY FOREST IN BARANGAY MAMBUAYA, IN THE 1ST DISTRICT OF CAGAYAN DE ORO CITY, AND APPROPRIATING FUNDS THEREFOR**

House Bill No. 9016, introduced by Reps. Rufus B. Rodriguez and Rolando “Klarex” A. Uy, entitled:

**AN ACT**

**ESTABLISHING AND DETERMINING A COMMUNITY FOREST IN BARANGAY PAGALUNGAN, IN THE 1ST DISTRICT OF CAGAYAN DE ORO CITY, AND APPROPRIATING FUNDS THEREFOR**

House Bill No. 9017, introduced by Reps. Rufus B. Rodriguez and Rolando “Klarex” A. Uy, entitled:

**AN ACT**

**ESTABLISHING AND DETERMINING A COMMUNITY FOREST IN BARANGAY TUMPAGON, IN THE 1ST DISTRICT OF CAGAYAN DE ORO CITY, AND APPROPRIATING FUNDS THEREFOR**

House Bill No. 9018, introduced by Reps. Rufus B. Rodriguez and Rolando “Klarex” A. Uy, entitled:

**AN ACT**

**ESTABLISHING AND DETERMINING A COMMUNITY FOREST IN BARANGAY PIGSAG-AN, IN THE 1ST DISTRICT OF CAGAYAN DE ORO CITY, AND APPROPRIATING FUNDS THEREFOR**

House Bill No. 9019, introduced by Reps. Rufus B. Rodriguez and Rolando “Klarex” A. Uy, entitled:

**AN ACT**

**ESTABLISHING AND DETERMINING A COMMUNITY FOREST IN BARANGAY SAN SIMON, IN THE 1ST DISTRICT OF CAGAYAN DE ORO CITY, AND APPROPRIATING FUNDS THEREFOR**
House Bill No. 9021, introduced by Reps. Rufus B. Rodriguez and Rolando “Klarex” A. Uy, entitled:

AN ACT
ESTABLISHING AND DETERMINING A COMMUNITY FOREST IN BARANGAY TAGLIMAO, IN THE 1ST DISTRICT OF CAGAYAN DE ORO CITY, AND APPROPRIATING FUNDS THEREFOR

House Bill No. 9022, introduced by Reps. Rufus B. Rodriguez and Rolando “Klarex” A. Uy, entitled:

AN ACT
ESTABLISHING AND DETERMINING A COMMUNITY FOREST IN BARANGAY TAGPANGI, IN THE 1ST DISTRICT OF CAGAYAN DE ORO CITY, AND APPROPRIATING FUNDS THEREFOR

House Bill No. 9023, introduced by Reps. Rufus B. Rodriguez and Rolando “Klarex” A. Uy, entitled:

AN ACT
ESTABLISHING AND DETERMINING A COMMUNITY FOREST IN BARANGAY TIGNAPOLOAN, IN THE 1ST DISTRICT OF CAGAYAN DE ORO CITY, AND APPROPRIATING FUNDS THEREFOR

House Bill No. 9024, introduced by Reps. Rufus B. Rodriguez and Rolando “Klarex” A. Uy, entitled:

AN ACT
ESTABLISHING AND DETERMINING A COMMUNITY FOREST IN BARANGAY TUBURAN, IN THE 1ST DISTRICT OF CAGAYAN DE ORO CITY, AND APPROPRIATING FUNDS THEREFOR

House Bill No. 9027, introduced by Reps. Rufus B. Rodriguez and Rolando “Klarex” A. Uy, entitled:

AN ACT
ESTABLISHING AND DETERMINING A COMMUNITY FOREST IN BARANGAY BAIKINGON, IN THE 1ST DISTRICT OF CAGAYAN DE ORO CITY, AND APPROPRIATING FUNDS THEREFOR
have considered the same and recommend that the attached House Bill No. 10409, entitled:

“AN ACT
ESTABLISHING COMMUNITY FORESTS IN BARANGAYS BAYANGA, BESIGAN, DANSOLIHON, LUMBIA, MAMBUAYA, PAGALUNGAN, TUMPAGON, PIGSAG-AN, SAN SIMON, TAGLIMAO, TAGPANGI, TIGNAPOLOAN, TUBURAN, AND BAIKINGON, IN THE FIRST DISTRICT OF CAGAYAN DE ORO CITY, PROVINCE OF MISAMIS ORIENTAL, AND APPROPRIATING FUNDS THEREFOR”

in substitution of House Bills Numbered 9011, 9012, 9013, 9014, 9015, 9016, 9017, 9018, 9019, 9021, 9022, 9023, 9024 and 9027 with Reps Rufus B. Rodriguez, Rolando “Klarex” A. Uy, Paz C. Radaza, Ron P. Salo, Elias C. Bulut, Jr., and Eric Go Yap as authors thereof.

Respectfully submitted:

ERIC GO YAP
Chairperson
Committee on Appropriations

ELIAS C. BULUT, JR.
Chairperson
Special Committee on Reforestation

THE HONORABLE SPEAKER
HOUSE OF REPRESENTATIVES
Quezon City
AN ACT
ESTABLISHING COMMUNITY FORESTS IN BARANGAYS BAYANGA, BESIGAN, DANSOLIHON, LUMBIA, MAMBUAYA, PAGALUNGAN, TUMPAGON, PIGSAG-AN, SAN SIMON, TAGLIMAO, TAGPANGI, TIGNAPOLOAN, TUBURAN, AND BAIKINGON, IN THE FIRST DISTRICT OF CAGAYAN DE ORO CITY, PROVINCE OF MISAMIS ORIENTAL, AND APPROPRIATING FUNDS THEREFOR

Be it enacted by the Senate and House of Representatives of the Philippines in Congress assembled:

SECTION 1. There shall be established, under the supervision of the Department of Environment and Natural Resources (DENR), community forests in Barangays Bayanga, Besigan, Dansolihon, Lumbia, Mambuaya, Pagalungan, Tumpagon, Pigsag-an, San Simon, Taglimao, Tagpangi, Tignapoluan, Tuburan, and Baikinong, in the First District of Cagayan de Oro City, Province of Misamis Oriental.

The DENR shall determine the size and specific forest limits of the community forest to be established within each of the barangay concerned.

Each established community forest shall be identified according to a Forest Land Use Plan, consistent with the city’s land use plan, and all existing and related plans, programs, and projects of the city and national government.

SEC. 2. The DENR shall, within two (2) years after the determination and establishment of the community forests, transfer the management of the same to the local government unit (LGU) concerned, under the direct supervision of the City Local Environment and Natural
Resources Office, through a memorandum of agreement. It shall implement a training and phasing-in program for local government personnel on the management, utilization and conservation of the community forests.

The DENR, shall in coordination with the concerned LGU, undertake a forest resource inventory in each of the barangays, determine the sustainable level of forest resource utilization and provide the LGU technical assistance in all facets of forest management planning. To ensure the sustainability of the community forests, the management plan shall include provisions for replanting by the communities and the LGUs.

SEC. 3. The DENR Secretary shall include in the Department’s program the implementation of this Act, the funding of which shall be included in the annual General Appropriations Act.

The local government unit concerned shall set aside funds from any available local revenue in an amount deemed appropriate for the management, utilization and conservation of the community forests.

SEC. 4. Within sixty (60) days from the effectivity of this Act, the DENR Secretary shall issue the rules and regulations necessary for the implementation of this Act.

SEC. 5. This Act shall take effect fifteen (15) days after its publication in the Official Gazette or in a newspaper of general circulation.

Approved,
FACT SHEET
House Bill No. 10409
(In substitution of House Bill Nos. 9011, 9012, 9013, 9014, 9015, 9016, 9017, 9018, 9019, 9021, 9022, 9023, 9024 and 9027)

“AN ACT ESTABLISHING COMMUNITY FORESTS IN BARANGAYS BAYANGA, BESIGAN, DANSOLIHON, LUMBIA, MAMBUAYA, PAGALUNGAN, TUMPAGON, PIGSAG-AN, SAN SIMON, TAGLIMAO, TAGPANGI, TIGNAPOLOAN, TUBURAN, AND BAIKINGON, IN THE FIRST DISTRICT OF CAGAYAN DE ORO CITY, PROVINCE OF MISAMIS ORIENTAL, AND APPROPRIATING FUNDS THEREFOR”

Introduced by: Representatives Rufus B. Rodriguez, Rolando “Klarex” A. Uy, Paz C. Radaza, Ron P. Salo, Elias C. Bulut, Jr., and Eric Go Yap

Committee Referral: SPECIAL COMMITTEE ON REFORESTATION
Committee Chairperson: Rep. ELIAS C. BULUT JR.

OBJECTIVE:

- To determine and establish community forests for the use of residents to generate income from planting and re-planting of trees and other plants, harvest timber and non-timber forest products, promote forest conservation and sustainability, rural development, community empowerment and regulate the ecosystem.

KEY PROVISIONS:

- Establishes community forests in Barangays Bayanga, Besigan, Dansolihon, Lumbia, Mambuaya, Pagalungan, Tumpagon, Pigsag-an, San Simon, Taglimao, Tagpangi, Tignapoloan, Tuburan, and Baikingon, in the first district of Cagayan de Oro City, Province of Misamis Oriental

- Mandates the Department of Environment and Natural Resources (DENR) to determine the size and specific forest limit of the established community forest within each of the barangay concerned.

- Mandates the DENR to transfer the management of the established community forest to the local government unit (LGU) concerned, under the direct supervision of the City Local Environment and Natural Resources Office (CENRO), through a
memorandum of agreement, within two (2) years after establishing a community forest.

- Obligates DENR to implement training programs for LGUs on the management, utilization and conservation of the community forest.

- Identifies the community forest through a Forest Land Use Plan (FLUP) that is consistent with the city’s Land Used Plan (CLUP) and all existing and related plans, programs and projects of the city and national government.

- Coordinates DENR with LGU to undertake a forest resource inventory, determine its utilization and provide technical assistance in all facets of forest management planning.

- Mandates the DENR Secretary to issue the IRR within sixty (60) days from the passage of this Act and to include in the department’s program, the funding of the community forests in the annual General Appropriations Act.

- Mandates the LGU concerned to set aside funds from its local revenue an amount appropriate for the management, utilization and conservation of the community forests.

**RELATED LAWS:**

- Section 8.4.2 of the DENR-DILG Joint Memorandum Circular No. 98-01, entitled, ‘Manual Of Procedures For DENR-DILG-LGU Partnership On Devolved And Other Forest Management Functions’ – This Section on Establishment of New Communal Forest

- DENR AO 93-30 – Guidelines for the Transfer and Implementation of DENR Functions Devolved to Local Government Units