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DENR Administrative Order
No. 2016 - 06

MAY 03 2016

Subject: Designation of the Sabang Bay Water Quality Management Area and Creation of its Governing Board

Pursuant to Section 5 of RA 9275 otherwise known as the Philippine Clean Water Act of 2004, DENR Administrative Order (DAO) No. 2005-10 or the Implementing Rules and Regulations of RA 9275, and DENR Memorandum Circular 2009-15 or Procedural Manual for the Designation of Water Quality Management Areas, and considering the critical importance to the municipality of Puerto Galera, the **Sabang Bay is hereby designated as a Water Quality Management Area (WQMA).**

SECTION 1. Policy and Objectives. It is the policy of the State to pursue economic growth in a manner consistent with the protection, preservation and revival of the quality of our fresh, brackish and marine waters. Pursuant to this policy statement, this Order aims at protecting and improving the water quality of Sabang Bay to make these sustainable for the people of the Municipality of Puerto Galera, consistent with the following water quality management objectives:

- a) To clean up, restore and maintain Sabang Bay's SB Classification which is fit for bathing, swimming, skin diving, etc. and spawning area for *chanos chanos* or "Bangus" and similar species;
- b) To contribute to the enhancement of the barangay of Sabang as a source of water for significant activities to serve the best interest of the communities and stakeholders without sacrificing the water body's intended beneficial use;
- c) To formulate a WQMA program which recognizes that water quality management issues are inherently related and cannot be detached from concerns on water resources, ecological protection, water supply, public health and quality of life;
- d) To mobilize, encourage and support civil society and other sectors, including the academe and businesses engaged in environment-related activities in their efforts to organize, educate and motivate the people in addressing pertinent environmental issues and problems in the WQMA;
- e) To promote inter-LGU and stakeholder collaboration and cooperation through coordinated efforts in protecting and sustaining acceptable quality of water in the Sabang Bay; and
- f) To harness locally available resources for the rehabilitation and protection of Sabang Bay.

SECTION 2. Coverage. The Sabang Bay WQMA shall cover its natural or man-made tributaries that are within the WQMA boundary including the land embraced by the hydrologic unit identified through various maps.

The WQMA is bounded by the following geographic coordinates which are consistent with the map in Annex A:

Boundary Control Point	LGU with Jurisdiction	Latitude	Longitude
1	Sabang Point	13.522778	120.977528
2	Control Point	13.522640	120.988056
3	Sabang Central	13.521389	120.975833
4	Small La Laguna	13.524194	120.972889
5	Middle of Small and Big La Laguna	13.526583	120.969972
6	Big La Laguna	13.526528	120.968333
7	East Coco Point	13.527361	120.965778
8	Coco Point	13.527083	120.962389
9	Batangas Channel	13.524917	120.959861
10	Paniquian	13.521750	120.950722
11	East of Sabang	13.521040	120.977510
12	Pier	13.520600	120.976270
13	Central Sabang	13.520750	120.975000
14	West of Sabang	13.521240	120.973550
15	Big La Laguna	13.522750	120.971710
16	Small La Laguna	13.524800	120.968640
17	White Beach	13.509930	120.906340
18		13.506390	120.903880
19		13.504810	120.901590
20	Timbugan Creek	13.504700	120.902090
21	Cor. Sabang-Provincial Road	13.501600	120.955510
22	Palangan, Pgalera	13.504380	120.964780
23	Muelle Pier, San Isidro	13.502790	120.953020
24	Boquete Island	13.508890	120.946850
25	Palangan, Pgalera	13.507910	120.970830
26	Creek in Sabang Bay	13.520440	120.976340
27	Along Sabang Bay	13.521990	120.978570
28		13.525200	120.967350
29		13.525080	120.969610
30		13.524670	120.970210

SECTION 3. Political/Administrative Jurisdiction. The political/administrative jurisdiction of the proposed Sabang Bay WQMA is within Barangay Sabang, Municipality of Puerto Galera, Province of Oriental Mindoro.

SECTION 4. Creation of the WQMA Governing Board. A WQMA Governing Board is hereby created, which shall be chaired by the Regional Director (RD) of the Environmental Management Bureau (EMB), Region IV-B, and shall have the following members:

- a) Duly authorized representative from the Office of the Governor, Province of Oriental Mindoro;
- b) Duly authorized representative from the Office of the Mayor, Municipality of Puerto Galera;

- c) Duly authorized representative from the Office of the Barangay Chairman, Barangay Sabang;
- d) Regional Director or duly authorized representative from the following government offices in Region IV-B:
 - 1) Department of Agriculture
 - 2) Department of Education
 - 3) Department of Environment and Natural Resources
 - 4) Department of Health
 - 5) Department of the Interior and Local Government
 - 6) Department of Public Works and Highways
 - 7) Department of Science and Technology
 - 8) Department of Trade and Industry
 - 9) Department of Tourism
 - 10) Bureau of Fisheries and Aquatic Resources
 - 11) Commission on Higher Education
 - 12) Housing and Land Use Regulatory Board
 - 13) National Commission on Indigenous Peoples
 - 14) National Economic and Development Authority
 - 15) National Irrigation Administration
 - 16) Philippine Information Agency
- e) Duly authorized representative from the National Water Resources Board (NWRB);
- f) Area representative from the following sectors:
 - 1) Academe
 - 2) Private/Business/Industry
 - 3) Water Utility
 - 4) Local People's Organization/Civil Society involved in Natural Resource Management or Environmental Concerns

The Board may also invite representatives from other agencies/institution to participate in the deliberations of the Board as needed.

The terms, vacancy and compensation of expenses of the Governing Board shall be governed by DAO 2005-10. The Local Chief Executive and Heads of Offices may appoint/authorize their respective representatives to the Board, provided that he/she is authorized to make commitments on behalf of the office he/she represents. Provided, further, that the LGU representatives in other WQMAs shall also serve as representative in the Sabang Bay WQMA.

Representatives from the business sector and peoples' organizations/non-government organizations/civil society shall be designated in accordance with the procedure and requirements laid down in DAO 2005-10.

SECTION 5. Functions of the Governing Board. The Governing Board shall have the following functions:

- a) Formulate the Governing Rules that will ensure effective management of the WQMA Governing Board;
- b) Elect other officers and create working committees within the Board that are deemed necessary for the effective implementation of WQMA policies, programs and activities;

- c) Review the initial WQMA Action Plan prepared by the EMB Region IVB and draft a common and integrated compliance plan. The Board shall consequently prepare and adopt an Action Plan for the succeeding periods to be submitted to the EMB Region IVB for review and for submission to the DENR;
- d) Together with EMB Region IVB, assist the Local Government Units in preparing the LGU Compliance Scheme to implement the WQMA Action Plan and drafting local legislation to protect Sabang Bay and promote overall environmental improvement in the WQMA area;
- e) Monitor and facilitate compliance with the WQMA Action Plan by the local government units;
- f) Formulate strategies to harmonize policies/regulations/local legislation necessary for the effective implementation of R.A. 9275 in accordance with those established under the Integrated Water Quality Management Framework;
- g) Recommend local and national policies that will protect the water quality of Sabang Bay;
- h) Coordinate relevant activities among all its members and facilitate the resolution of conflicts;
- i) Undertake complementary interventions for non-point sources, considering their greater contribution to pollution;
- j) Undertake projects that will complement national and local initiatives for water pollution control;
- k) Solicit financial and non-financial support from other parties, both local and international, subject to existing applicable regulations;
- l) Initiate and/or coordinate information dissemination activities pertaining to the Sabang Bay WQMA;
- m) Prepare and publish on a regular basis, a Water Quality Status Report for the WQMA and submit a copy thereof to the EMB Region IVB and to the EMB Central Office for consolidation in the National Water Quality Status Report; and
- n) Manage efficiently and judiciously the Area Water Quality Management Fund.

SECTION 6. Governing Rules. The Governing Board shall formulate its own Governing Rules based on applicable and pertinent laws, policies, rules, and regulations. Based on its Governing Rules, the Governing Board may elect at least one Co-chair, create working committees as may be necessary to carry out the Board's functions, and designate their respective chairs.

SECTION 7. Meetings. The Governing Board shall meet quarterly or as often as may be required pursuant to its Governing Rules.

SECTION 8. Technical Working Group and Technical Secretariat. The Governing Board, pursuant to DAO 2005-10 and under the governing rules, shall form a Technical Working Group (TWG) or Committees to ensure broad-based participation of all stakeholders in the Governing Board.

The Governing Board shall likewise organize a Technical Secretariat of the WQMA, which shall be based at EMB-Region IVB.

SECTION 9. Multi-Sectoral Group. In accordance with DAO 2005-10, the Governing Board shall create a Multi-Sectoral group for water quality monitoring and surveillance network, composed of representatives, nominated by the members of the Governing Board. Said group shall augment and complement monitoring and reporting efforts of the DENR/EMB.

SECTION 10. Re-designation of WQMA. When necessary, and only after undertaking necessary studies and conducting consultations with relevant local government authorities, the Secretary of the DENR, upon recommendation of the EMB, shall revise the designation of WQMA, re-adjust its boundaries or reconstitute its membership for adequate representation.


SECTION 11. Amendments and Revisions. Amendments or revisions of any of the provisions hereof shall be made only upon consultations with the concerned stakeholders in accordance with existing policies on the matter, and subject to the written approval of the parties thereto.

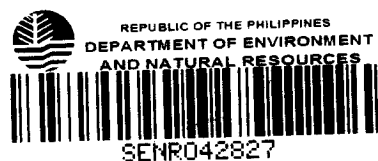
SECTION 12. Separability Clause. Should any of the provisions of this Order be subsequently declared invalid or null and void, the validity of the other provisions not affected shall not be impaired and shall remain to be in full force and effect.

SECTION 13. Effectivity. This Order shall take effect fifteen (15) days after its publication in a newspaper of general circulation and its registration with the Office of the National Administrative Registry (ONAR).


RAMON J. P. PAJE
Secretary *at*

Recommending Approval:


ATTY. JUAN MIGUEL T. CUNA
DENR Assistant Secretary
and concurrent EMB Director



PUBLICATION: MALAYA
MAY 6, 2016
REGISTRATION: UP LAW CENTER
MAY 10, 2016

**ANNEX A
SABANG BAY WATER QUALITY MANAGEMENT AREA**

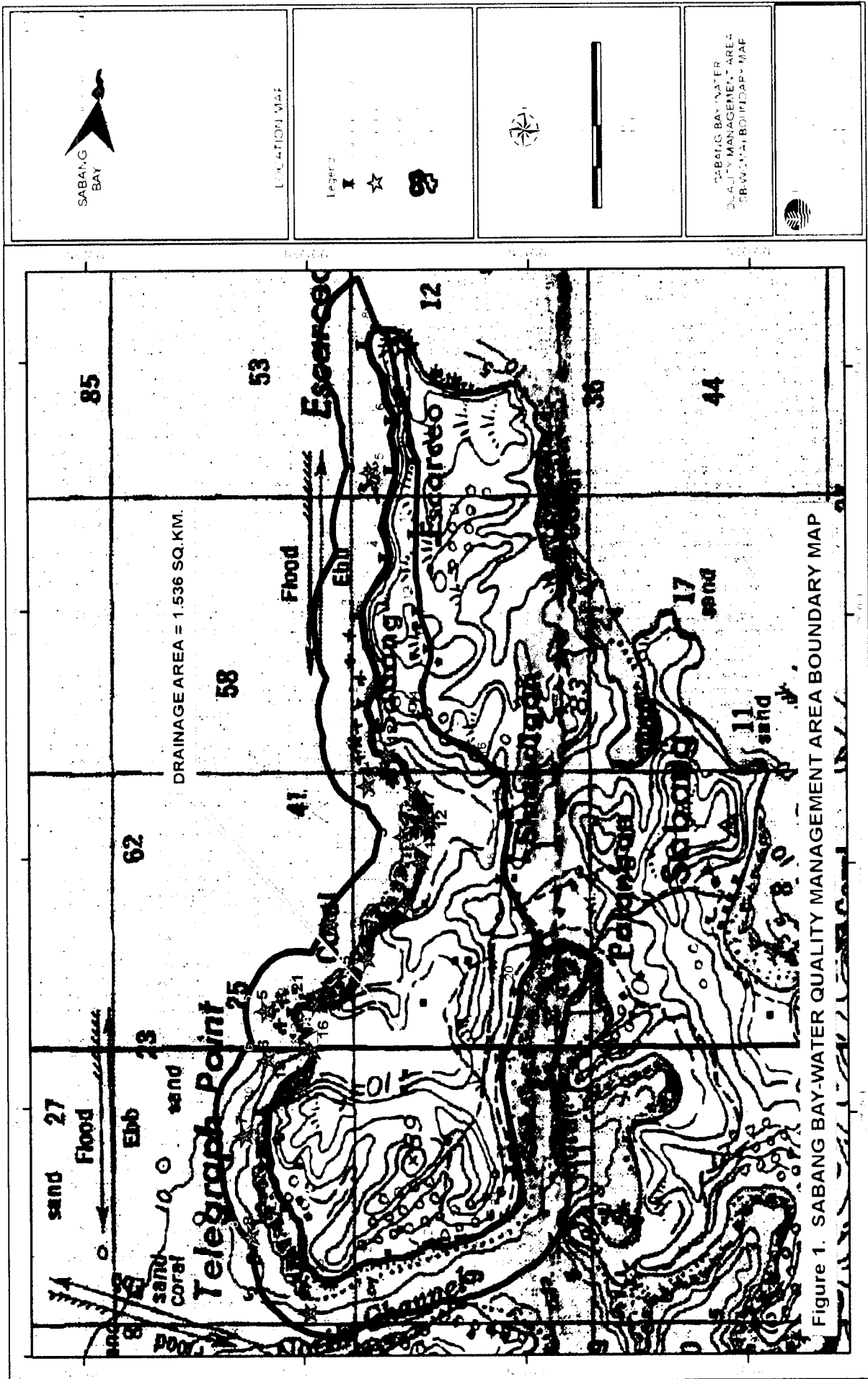


Figure 1. SABANG BAY-WATER QUALITY MANAGEMENT AREA BOUNDARY MAP