

DENR Devolution Transition Plan

REGIONAL ROLL-OUT ORIENTATION ON THE PREPARATION OF LGU DTPs
09-11 August 2021



Republic of the Philippines
DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES
MIMAROPA, L&S Building, Roxas Blvd.
Ermita, Manila, 1000 Philippines

OUTLINE OF PRESENTATION

- I. Proposed PPAs**
 - A. Devolved under the Local Government Code of 1991 (Annex “A” of EO 138 IRR)**
 - B. Devolution Laws passed after the 1991 LGC (Annex “B” of EO 138 IRR)**
- II. Implementation Strategy and Phasing of DTP**



Devolved under the LGC of 1991

| AGENCY | FUNCTIONS/ SERVICES | PROVINCES | MUNICIPALITIES | CITIES | BARANGAYS |
|------------------|--------------------------------------|--|---|--------|--|
| DENR | Natural Resources Management Service | Enforcement of forestry laws limited to community-based forestry projects, pollution control law, small-scale mining law, and other laws on environment protection | Implementation of community-based forestry projects which include integrated social forestry programs and similar projects; management and control of communal forests with an area not exceeding fifty (50) sq. kilometers; establishment of tree parks, greenbelts and similar development projects | | |
| | Environmental Services | Enforcement of Pollution control | Solid waste disposal system or environmental management system | | Services and facilities related to beautification and solid waste collection |
| DPWH DENR | Local Infrastructure Services | Provincial Roads and bridges, inter-municipal waterworks, drainage and sewerage, flood control, reclamation projects | <ul style="list-style-type: none"> Municipal roads and bridges, small water impounding projects and other similar projects, rainwater collectors and water supply systems, seawalls, dikes, drainage and sewerage flood control Facilities related to general hygiene | | <ul style="list-style-type: none"> Maintenance of barangay roads and bridges and water supply systems Infrastructure facilities such as multi-purpose pavement, plaza, sports center and other similar facilities Services and facilities related to general hygiene and sanitation |

Devolution Laws Passed after the 1991 LGC

| R.A. No. | Title | Date Enacted | Salient Features | Requirements for the LGUs |
|---------------|---|-----------------|---|--|
| R.A. No. 9275 | Philippine Clean Water Act of 2004 | 22 March 2004 | Formulation of a holistic national program on water quality management with the following key features: cooperation and self-regulations among industries using incentives and market-based instruments, public participation in water quality management and monitoring, system of accountability for adverse environmental impact of programs, projects on the water quality. | To share the responsibility of managing and improving of water quality within their territorial jurisdictions, prepare water quality management area action plan and compliance scheme, comply with the framework of the Water Quality Management Action Plan, take active participation in all efforts concerning water quality protection and rehabilitation, and in the absence of an ENRO, the LCE may designate any official/chief of office to perform the functions provided by law for LGUs. |
| R.A. No. 9003 | Ecological Solid Waste Management Act of 2001 | 26 January 2001 | Adopted a systematic, comprehensive, and ecological solid waste management (SWM) program promoting appropriate methods and technology and greater public participation | The LGUs as primary responsible for the implementation and enforcement of solid waste management in their locality; the creation of SWM Boards at the provincial/city and municipal LGUs; and the preparation of LGU SWM plans. |

Devolution Laws Passed after the 1991 LGC

| R.A. No. | Title | Date Enacted | Salient Features | Requirements for the LGUs |
|---------------|----------------------------------|--------------|--|--|
| R.A. No. 8749 | Philippine Clean Air Act of 1999 | 23 June 1999 | Promote a holistic national program of air pollution management with the following features: cooperation and self-regulation among citizens and industries, focus primarily on pollution prevention rather than on control, public participation in air quality planning and monitoring, system of accountability for short and long-term adverse environmental impact of a project, program or activity, with guarantee mechanisms for clean-up and environmental rehabilitation and compensation for personal damages. | The LGUs to share the responsibility in the management and maintenance of air quality within their territorial jurisdiction and implement the air quality standards set by the Board in areas within their jurisdiction. |

Proposed Functions for FULL Devolution to LGUs

FORESTRY SECTOR

| FUNCTION/PPA | P | C | M | B |
|--|---|---|---|---|
| COMMUNITY-BASED FORESTRY PROJECTS | | | | |
| I. Management of Communal Forests | | | ✓ | |
| II. Management of Integrated Social Forestry (ISF) Programs | | | ✓ | ✓ |
| III. Establishment of Tree Parks and Greenbelts | ✓ | ✓ | ✓ | ✓ |
| IV. Management of Identified Community Watersheds within LGU | ✓ | ✓ | ✓ | ✓ |



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I. Management of Communal Forests

| Activity | Time Frame | Responsible Office |
|---|--------------------|--------------------|
| Consultation with the LGUs | 2021 | DENR |
| Orientation-Workshop and Capacity-Building | 2021 to early 2022 | DENR |
| Joint assessment, profiling and evaluation of existing communal forest | 2022 | DENR and LGU |
| Issuance of appropriate management arrangement for the retain communal forest | 2022 | DENR |
| Formulation of comprehensive management plan per communal forest | 2022 | DENR and LGU |
| Development /Rehabilitation of communal forest | 2023 onwards | LGU |
| Maintenance and protection of established communal forest | 2023 onwards | LGU |
| Technical monitoring and evaluation | 2024 onwards | DENR and LGU |

II. Management of ISF Program

| Activity | Time Frame | Responsible Office |
|---|--------------------|--------------------|
| Consultation with the LGUs | 2021 | DENR |
| Orientation-Workshop and Capacity-Building | 2021 to early 2022 | DENR |
| Joint performance evaluation on the existing CSCs under ISF programs | 2022 | DENR and LGU |
| Technical assistance in the updating of farm plans in CSC areas recommended for continuance | 2022 | DENR and LGU |
| Development/Rehabilitation of existing CSC areas | 2023 onwards | LGU |
| Maintenance and protection of established agroforestry plantation within CSC areas | 2023 onwards | LGU |
| Technical monitoring and evaluation | 2024 onwards | DENR and LGU |

III. Establishment of Tree Parks and Greenbelts

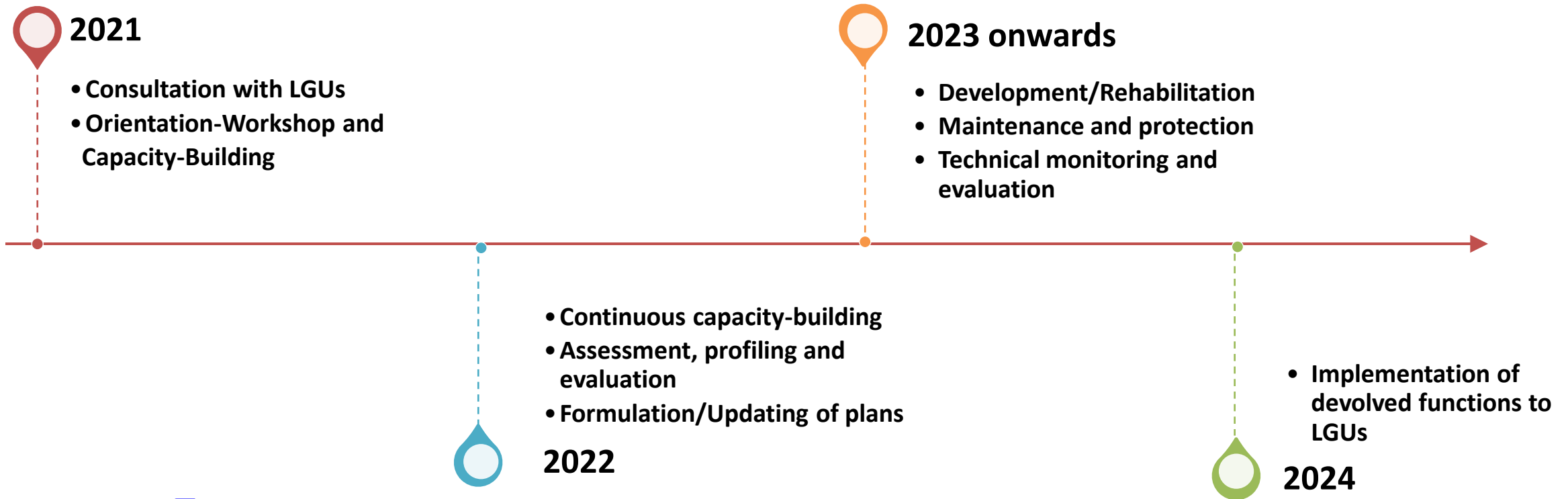
| Activity | Time Frame | Responsible Office |
|---|--------------------|--------------------|
| Consultation with the LGUs | 2021 | DENR |
| Orientation-Workshop and Capacity-Building | 2021 to early 2022 | DENR |
| Development/Rehabilitation of tree parks and greenbelts | 2023 onwards | LGU |
| Maintenance and protection of established tree parks and greenbelts | 2023 onwards | LGU |
| Technical monitoring and evaluation | 2024 onwards | DENR and LGU |

IV. Management of Identified Community Watersheds

| Activity | Time Frame | Responsible Office |
|---|--------------------|--------------------|
| Consultation with the LGUs | 2021 | DENR |
| Orientation-Workshop and Capacity-Building | 2021 to early 2022 | DENR |
| Identification of the community watershed within LGU | 2022 | DENR and LGU |
| Joint assessment, profiling and evaluation of identified community watershed within LGU | 2022 | DENR and LGU |
| Formulation of management plan of the identified community watershed <ul style="list-style-type: none">- Payment for ecosystem services for the uses of water- Defining the authority or limitations per watershed i.e spring within the watershed, LGU jurisdiction and not the whole ridge to reef- Identification of protection activities | 2022 | DENR and LGU |
| Technical monitoring and evaluation | 2023 onwards | DENR and LGU |

Implementation Strategies and Phasing

FORESTRY SECTOR



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Proposed Functions for FULL Devolution to LGUs

ENVIRONMENT SECTOR

- **RA 8749 and its IRR (DAO 2000-81)**
- **RA 9275 and its IRR (DAO 2005-10)**
- **RA 9003 and its IRR (DAO 2001-34)**



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I. Philippine Clean Air Act of 1999 (RA 8749)

| FUNCTION/PPA | P | C | M | B |
|---|---|---|---|---|
| Inspection through survey and monitoring on the following air pollution sources: | | | | |
| a. Air pollution source or Project Types | | | | |
| a.1 Dust emission/pollution due to Rice Mill and Saw Mill operations | | ✓ | ✓ | |
| a.2. Odor/Nuisance pollution source due to piggery and poultry operations with less than or equal to 100 heads and 10, 000, respectively | | ✓ | ✓ | |
| a.3. Establishments with generator sets less than 300kW; such as but not limited to commercial buildings - schools, universities, banks, motels, malls, resorts, convenient stores, gasoline stations | | ✓ | ✓ | |
| a.4. Particulates and Gaseous Emission from crematoria | | ✓ | ✓ | |

II. Philippine Clean Water Act of 2004 (RA 9275)

| FUNCTION/PPA | P | C | M | B |
|---|---|---|---|---|
| 1. Water quality management and regulation but not limited to monitoring | | | | |
| a. Conduct water quality monitoring of all waterbodies (rivers, lakes, coastal) w/in their jurisdiction | | | | |
| a.1 Inventory of all water bodies w/in their jurisdiction | | ✓ | ✓ | ✓ |
| a.2. Water quality sampling -- physico-chemical parameters | | ✓ | ✓ | ✓ |
| a.3. Establishment of own laboratory for the physico-chemical parameters analysis | | ✓ | ✓ | ✓ |
| 2. Inspection through survey and monitoring on the following Water Pollution sources: | | | | |
| a. Water pollution source or project types | | | | |
| a.1. Non-hazardous MSMEs with less than 30 cubic meter based on water meter (carwash, parlor, etc.) | | ✓ | ✓ | |

III. Ecological Solid Waste Management Act of 2001 (RA 9003)

| FUNCTION/PPA | P | C | M | B |
|--|---|---|---|---|
| Formulation/Development of policies on solid waste management | ✓ | ✓ | ✓ | |
| Formulation of technical assistance in the implementation of ESWM <ul style="list-style-type: none"> • Review of 10-year SWM plans of all LGUs • Technical support in the preparation and updating of SWM Plan • Implementation of the SWM Plan • Technical support on the site assessment of SLF with MGB | ✓ | ✓ | ✓ | |
| Monitoring of approved SWM Plans | ✓ | ✓ | ✓ | |
| Monitoring of funded programs | ✓ | ✓ | ✓ | |
| Inspection of open and controlled dumpsites | ✓ | ✓ | ✓ | |
| Monitoring of LGUs provided with SWM machineries and equipment | ✓ | ✓ | ✓ | |

III. Ecological Solid Waste Management Act of 2001 (RA 9003)

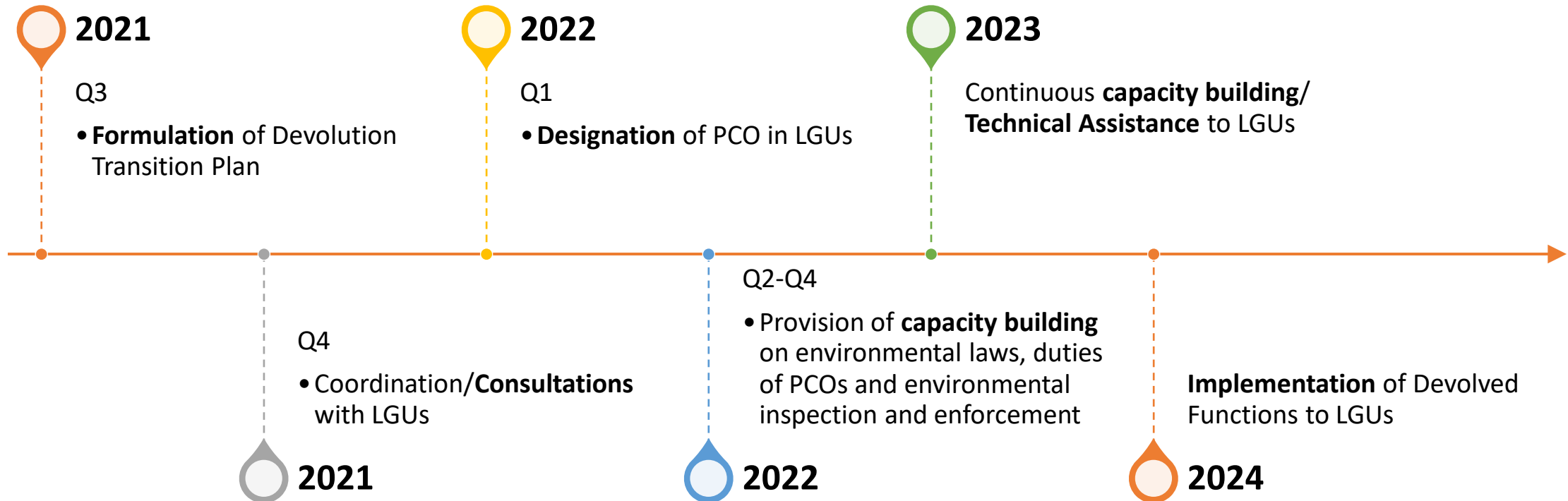
| FUNCTION/PPA | P | C | M | B |
|---|---|---|---|---|
| I. Establishment and Effective Operationalization of MRF by providing necessary logistical and operational support in line with the policy guideline of the National Government | | | | |
| a. MRF per barangay such as composter & shredders for all biodegradable wastes to be converted to 100% fertilizer and/or soil conditioner to be used by farmers within their jurisdiction with proper IEC | | ✓ | ✓ | ✓ |
| b.1. MRF per barangay such as plastic shredders and washeries, wastewater treatment facilities and cyclone dryer and to convert 100% alternative fuel as Refused Derived Fuel (RDFs) in cement plants | | ✓ | ✓ | ✓ |
| b.2. MRF per barangay such as plastic shredders, washeries, wastewater treatment facilities, extruders and plastic molders to convert into 100% plastic chairs, tables and/or bricks/pavers | | ✓ | ✓ | ✓ |
| c. All MRFs established should have CCTVs linked to the EMB Central Office | | ✓ | ✓ | ✓ |

III. Ecological Solid Waste Management Act of 2001 (RA 9003)

| FUNCTION/PPA | P | C | M | B |
|---|---|---|---|---|
| II. Establishment and Effective Operationalization and Monitoring of Sanitary Landfill by providing: | | | | |
| a. CCTV linked to the EMB Central Office | | ✓ | ✓ | ✓ |
| b. Weigh bridge linked to the EMB Central Office | | ✓ | ✓ | ✓ |
| c. Self-monitoring of SLF operations per day such as but not limited to volume of garbage accepted in tons, leachate effluent for physico-chemical analysis and methane gas emission to be submitted to EMB Central Office for evaluation | | ✓ | ✓ | ✓ |

Implementation Strategies and Phasing

ENVIRONMENT SECTOR



THANK YOU!



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