



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
PROVINCIAL ENVIRONMENT AND NATURAL RESOURCES OFFICE

DEC 06 2022

MEMORANDUM

FOR : The Regional Executive Director
DENR MIMAROPA Region
1515 DENR By the Bay Building, Roxas Boulevard,
Barangay 668, Ermita, Manila

THRU : The ARD for Technical Services

FROM : The OIC, PENR Officer

SUBJECT : **REPORT ON THE ACTIVITIES UNDERTAKEN
RELATIVE TO THE ADOPTION OF THE
MANAGEMENT PLANS OF CATBURAN AND
VIRGINIA CAVES LOCATED IN SAN JOSE,
OCCIDENTAL MINDORO**

Forwarded is the memorandum dated November 21, 2022 of CENRO San Jose, regarding report on the accomplishment of the target under MFO Code 310201100001000 or Protected Areas, Caves and Wetlands Development and Management Particularity the Management of Caves and Cave Resources Outside Protected Areas. Two of the priority targets for this year is the **Adoption of the Cave Management Plans of Catburan Cave** located in **Brgy. Batasan and Virginia Cave** Management Plans of Catburan Cave located in Brgy. Pawican, Ilin Island both in San Jose, Occidental Mindoro.

The two (2) caves are classified **Class II** or Caves with areas or portions which have hazardous conditions and contain sensitive geological, archeological, cultural, historical and biological values or high quality ecosystem. These caves were included in the List of additional 2018 Classified Caves per DMC No. 2018-09 dated August 16, 2018.

The ceremonial MOA signing was held on October 30, 2022 at the Seasons Hotel and Restaurant in San Jose in the aftermath of Typhoon Paeng. It was attended by RED Lormelyn E. Claudio for the DENR-MIMAROPA Region, Municipal Mayor of San Jose Atty. Rey C. Ladaga, *Punong Barangay* of Batasan Hon. June S. Palmares, witnessed by the undersigned and CENR Officer of San Jose and MENRO of Iny Lourdes S. Peroy and Senior Tourism Operations Officer Ann Roxanne J. De Vera.

Attached are copies of the MOA duly signed and notarized, and photo documentation of the activities undertaken relative to this target.

For information and record.


ERNESTO E. TAÑADA

TSD-CDS12/05/2022



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
Community Environment and Natural Resources Office

NOV 21 2022

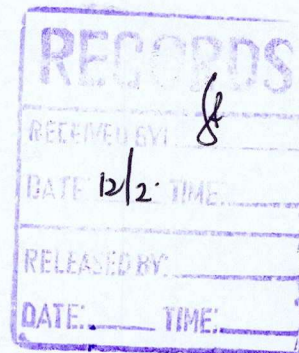
MEMORANDUM

FOR : The Regional Executive Director
DENR-MIMAROPA
Roxas Blvd., Ermita, Manila

THRU : The OIC, PENR Officer
Mamburao, Occidental Mindoro

FROM : The CENR Officer

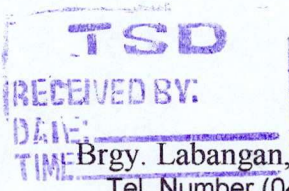
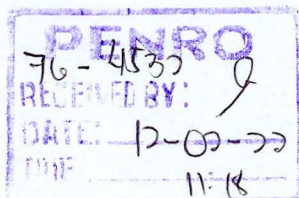
SUBJECT : REPORT ON THE ACTIVITIES UNDERTAKEN RELATIVE
TO THE ADOPTION OF THE MANAGEMENT PLANS OF
CATBURAN AND VIRGINIA CAVES LOCATED IN SAN
JOSE, OCCIDENTAL MINDORO



Respectfully submitted is the report relative to the accomplishment of the target under MFO Code 310201100001000 or Protected Areas, Caves and Wetlands Development and Management particularly the Management of Caves and Cave Resources Outside Protected Areas. Two of the priority targets for this year is the **Adoption of the Cave Management Plans of Catburan Cave** located in Brgy. Batasan and **Virginia Cave** in Brgy. Pawican, Ilin Island, both in San Jose, Occidental Mindoro.

Please be informed that both caves are classified **Class II** or Caves with areas or portions which have hazardous conditions and contain sensitive geological, archaeological, cultural, historical and biological values or high quality ecosystem. It may be necessary to close sections of these caves seasonally or permanently. It is open to experienced cavers or guided educational tours/visits. These caves were included in the List of Additional 2018 Classified Caves per DMC No. 2018-09 dated August 16, 2018.

Furthermore, series of presentations were undertaken by this Office in the Sangguniang Bayan of San Jose's Committee on Environment, Office of the Mayor, regular SB session and during the special sessions of the two (2) concerned Barangays namely: Batasan and Pawican in Ilin Island, San Jose. The salient features of the said caves, management strategies and interventions for their protection and conservation were the highlights of the presentations. The necessary resolutions authorizing the concerned *Punong Barangays* and the Local Chief Executive to enter into a tripartite Memorandum of Agreement (MOA) adopting the Management Plans of Catburan and Virginia Caves were also secured.



Brgy. Labangan, San Jose, Occidental Mindoro
Tel. Number (043) 457- 0236 / (043) 742-6627
Email: cenrosanjose@denr.gov.ph

The ceremonial MOA signing was held on October 30, 2022 at the Seasons Hotel and Restaurant in San Jose in the aftermath of Typhoon *Paeng*. It was attended by RED Lormelyn E. Claudio for the DENR-MIMAROPA Region, Municipal Mayor of San Jose Atty. Rey C. Ladaga, *Punong Barangay* of Batasan Hon. June S. Palmares, witnesses namely: OIC, PENRO Ernesto E. Tañada, CENR Officer of San Jose, MENRO Iny Lourdes S. Peroy and Senior Tourism Operations Officer Ann Roxanne J. De Vera. The event was also supported by some officials and staffs from the DENR and LGU-San Jose.

Hereto attached are copies of the MOA duly signed and notarized, and photo documentation of the activities undertaken relative to this target.

For your information and record.


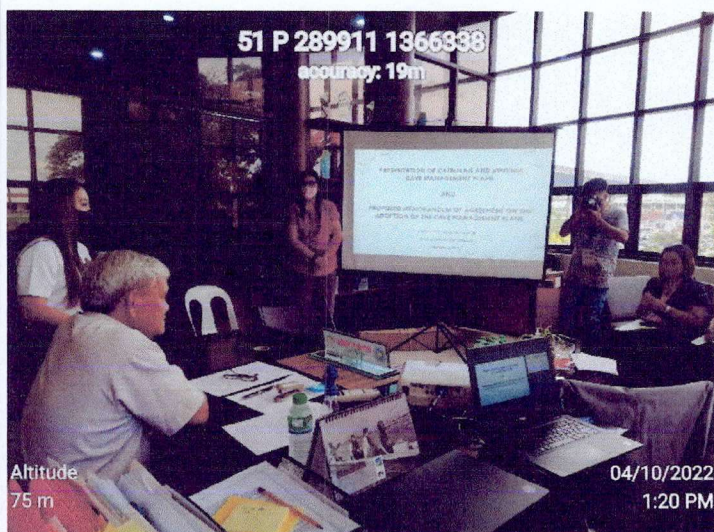

EFREN L. DELOS REYES

PHOTO DOCUMENTATION



Sangguniang Bayan of San Jose's Committee on Environment Hearing held on September 8, 2022 at the SB Session Hall, Municipal Building.

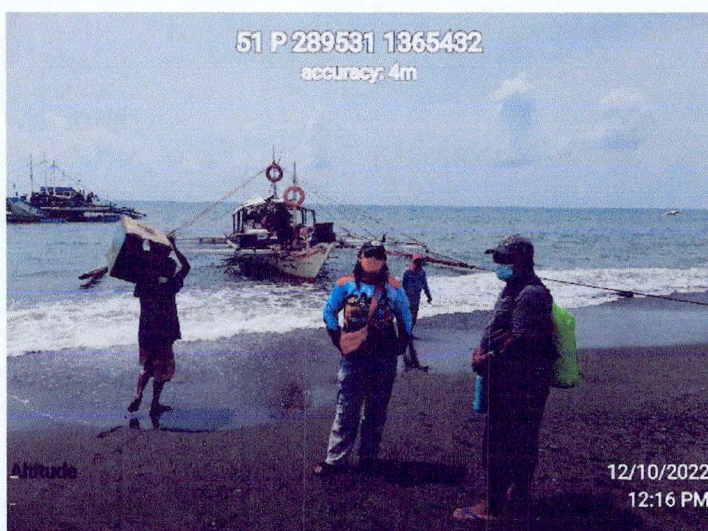


Presentation to Mayor Rey C. Ladaga and concerned LGU-San Jose offices (MPDO, MENRO, MTCDO) involved in the implementation of the Management Plans for Catburan and Virginia Caves held on October 4, 2022 at the Mayor's Office.

Sangguniang Barangay of Batasan Special Session on the Adoption of Catburan Cave Management Plan and Presentation of the proposed MOA for their concurrence held at the Barangay Conference Hall on October 7, 2022.



Presentation of the Virginia Cave Management Plan and the content of the proposed MOA by and among the DENR-MIMAROPA, LGU-San Jose and BLGU to the Officials of Brgy. Pawican, Ilin Island during their Special Session on October 13, 2022.

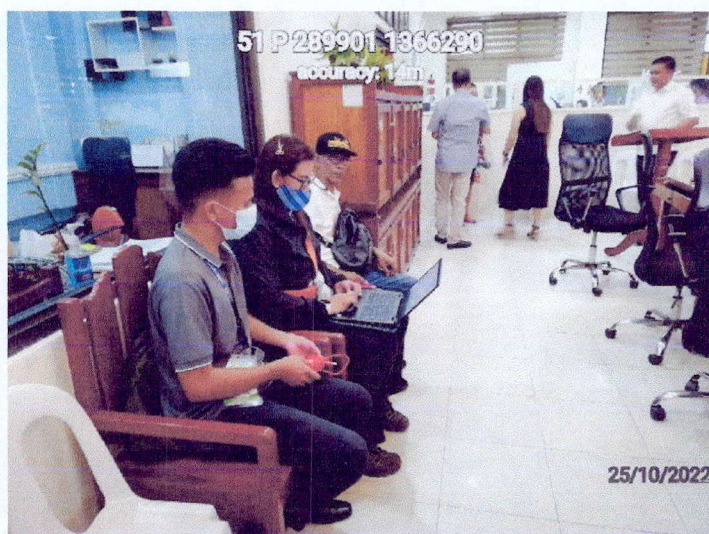




The Officials of Brgy. Pawican, Ilin Island while signing the Resolution authorizing *Punong Barangay* Jerry A. Ciriaco, Jr. to enter into MOA with the DENR-MIMAROPA Region and LGU of San Jose Adopting the Virginia Cave Management Plan

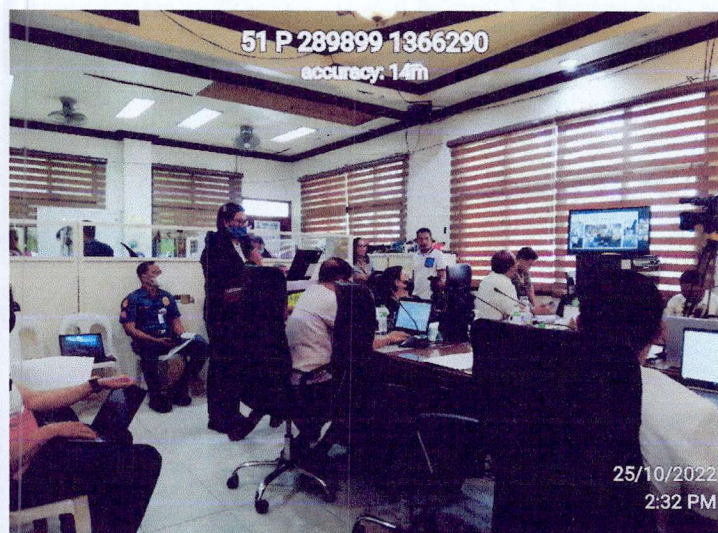


Special Meeting with the concerned LGU-San Jose offices namely: MPDO, MENRO, MTCDO and Office of the Mayor on the **finalization of the responsibilities** of the parties involved in the MOA held at the MENRO on October 18, 2022.



The CDS-BMU staffs together with the Punong Barangay of Pawican, Ilin Island during the regular SB Session of San Jose held on October 25, 2022.

Presentation during the regular SB Session of San Jose where a resolution authorizing the Mayor to enter into MOA adopting the management plans of Catburan and Virginia Caves was granted by the honorable members of SB San Jose.



Ceremonial MOA Signing by and among the DENR-MIMAROPA Region, LGU of San Jose
and BLGU of Batasan held on October 30, 2022 at Seasons Hotel in
San Jose, Occidental Mindoro



Mayor Rey C. Ladaga of San Jose while delivering his welcome address.



Punong Barangay June S. Palamares of Batasan and PENRO Ernesto E. Tañada as they give their messages regarding the partnership on cave conservation and management.

RED Lormelyn E. Claudio as she acknowledges the efforts of the DENR and LGU in protecting our biodiversity specially those that are being neglected like the cave ecosystem.



L to R: MTCDO De Vera, MENRO Peroy, PB Palmares, Mayor Ladaga, RED, PENRO, CENRO



MEMORANDUM OF AGREEMENT
(Caves and Cave Resources Conservation, Management and Protection)

KNOW ALL PERSON BY THESE PRESENTS

This **AGREEMENT** is made and entered into on **October 2022** by:

The **DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES—MIMAROPA REGION**, with Office address at 1515 DENR By the Bay Building, Roxas Boulevard, Barangay 668, Ermita, Manila, represented by the Regional Executive Director **Lormelyn E. Claudio, CESO IV** hereinafter referred to as the “**DENR**”;

-and-

The **LOCAL GOVERNMENT UNIT** of the Municipality of San Jose, Province of Occidental Mindoro with Office address at Brgy. Poblacion 7, San Jose, Occidental Mindoro represented by its Local Chief Executive, **Hon. Rey C. Ladaga**, as authorized by the Sangguniang Bayan (SB) through SB Resolution No. 7096 in SAN JOSE, OCCIDENTAL MINDORO dated OCT 25 2022 hereinafter referred to as the “**LGU**”.

-and-

The **BARANGAY LOCAL GOVERNMENT UNIT of Pawican**, Municipality of San Jose, Occidental Mindoro, and represented by its Local Chief Executive/ Brgy. Captain, **Hon. Jerry A. Ciriaco**, hereinafter referred to as the “**BLGU Pawican**”.

WITNESSETH

WHEREAS, it is the policy of the State to conserve, protect and manage caves and cave resources as part of the country's natural wealth;

WHEREAS, caves and cave resources as are owned by the State, whether the entrance to the cave is located in private or public land;

WHEREAS, the DENR is the lead agency tasked to implement the provisions of Republic Act No. 9072 otherwise known as the "National Caves and Cave Resources Management and Protection Act" or "Cave Act" in coordination with the Department of Tourism, the National Museum, the National Historical Commission of the Philippines, the Department of Interior and Local Government and concerned LGUs for specific caves;

WHEREAS, the DENR is authorized to enter into an agreement with the LGU for the preservation, development and management of cave or caves, specifically Class 2 and 3, located in the territorial jurisdiction of such LGU;

WHEREAS, the LGU share with the national government the responsibility in the management and maintenance of ecological balance within their territorial jurisdiction, subject to Republic Act No. 7160 or the "Local Government Code of 1991" and national policies;

WHEREAS, the DENR, the LGU and BLGU Pawican have manifested their interest and willingness to enter into this Tripartite Agreement;

WHEREAS, all Parties agree on the sharing of duties and responsibilities and accountabilities for the common goal of preservation, development and management of a specific cave;

LORMELYN E. CLAUDIO, CESO IV
Regional Executive Director

ATTY. REY C. LADAGA
Municipal Mayor, LGU San Jose

HON. JERRY A. CIRIACO, SR.
Punong Barangay, BLGU Pawican

NOW THEREFORE, for and in consideration of the foregoing premises and the mutual covenants herein set forth, the parties agree on the following:

A. OBJECTIVE OF THIS AGREEMENT

This Agreement is entered into by DENR, LGU and BLGU Pawican for the purpose of implementing the **Virginia Cave Management Plan** located within the territorial jurisdiction of the LGU, subject to valid and existing rights, applicable laws, policies, rules and regulations.

B. COVERAGE

This Agreement covers **Virginia Cave**, which is **Class II** (Caves with areas or portions which have hazardous conditions and that contain sensitive geological, archeological, cultural, historical, and biological values or high-quality ecosystem. It may be necessary to close these cave sections seasonally or permanently. It is open only to experienced cavers or guided educational tours/ visits) listed in **DENR Memorandum Circular No. 2018- 09** dated August 16, 2018 and located in Sitio Sadug, Barangay Pawican, Municipality of San Jose, Province of Occidental Mindoro.

C. RESPONSIBILITIES OF PARTIES INVOLVED

1. The DENR shall:

- 1.1 In general, provide trainings and other related services to ensure the effective protection, development and management of the subject caves;
- 1.2 Subject to availability of funds and through the Regional Office, prepare annual or quarterly plan to support tasks to protect, develop and manage the subject caves;
- 1.3 Upon request, provide technical assistance to the LGU on the implementation of the Cave Management Plan;
- 1.4 Monitor the implementation of the Cave Management Plan, and oversee the implementation of this Agreement; and
- 1.5 Deputize Cave Protection Enforcement Officers (*CPEOs*) from locally-based Non-Government Organizations (NGOs), Peoples' Organizations (POs) and other volunteers in accordance with existing rules and regulations.

2. The LGU shall:


- 2.1 Coordinate with the DENR to capacitate the Municipal Environment and Natural Resources Office that shall assume the tasks and functions of this Agreement including the implementation of the Management Plan of **Virginia Cave**;
- 2.2 Provide manpower (*CPEOs*) and financial assistance for the protection, conservation and management of the subject cave;
- 2.3 Where appropriate, integrate the cave management plan in the Comprehensive Land Use Plan, development, investment and revenue plans of the Municipality;
- 2.4 Enact the necessary ordinances, rules and regulations consistent with national policies in support of the co-management of the subject cave;
- 2.5 Raise awareness among its constituents on the importance of conservation, protection and sustainable use of caves and cave resources;

LORMELYN E. CLAUDIO, CESO IV
Regional Executive Director

ATTY. REY C. LADAGA
Municipal Mayor, LGU San Jose

HON. JERRY A. CIRIACO, SR.
Punong Barangay, BLGU Pawican


LORMELYNE E. CLAUDIO, CESO IV
Regional Executive Director


ATTY. REY C. LADAGA
Municipal Mayor, LGU San Jose


HON. JERRY A. CIRIACO, SR.
Punong Barangay, BEGU Pawican

- 2.6 Encourage and promote the participation of the private sector and entrepreneurs in the implementation of the Cave Management Plan and subsequent ecotourism management and development plans especially those ventures that are related to agriculture and nature-based tourism;
- 2.7 Actively participate in the implementation of the Cave Management, Protection and Conservation Program within its territorial jurisdiction;
- 2.8 Assign personnel to be deputized as Cave Protection Enforcement Officers (CPEOs);
- 2.9 In general, provide such other resources and services that will ensure the effective conservation, protection and management of **Virginia Cave**.

3. The BLGU Pawican shall:

- 3.1 Ensure that persons who will utilize the Virginia Cave and/or its resources possess the required permits and/or clearances from the DENR and, where applicable, from other government agencies;
- 3.2 Lead in the implementation of the Virginia Cave Management Plan;
- 3.3 Assist in the protection and conservation of the Virginia Cave;
- 3.4 Immediately report to the LGU and the DENR violations of the Cave Act (RA No. 9072) which involve the Virginia Cave;
- 3.5 Provide the necessary assistance in the filing and prosecution of case/s against persons that violate cave laws, rules and regulations;
- 3.6 Recommend individuals from locally-based Non-Government Organizations (NGOs), Peoples' Organizations (POs) and other volunteers in accordance with existing rules and regulations to be deputized as CPEOs; and
- 3.7 In general, provide such other resources and services that will ensure the effective conservation, protection and management of the Virginia Cave.

E. GENERAL PROVISIONS

1. The Sangguniang Bayan shall enact an Ordinance imposing entrance fee, user's fee (*cave guide and equipment rental fees*) and other charges for the utilization of the Virginia Cave. The Ordinance shall be reviewed annually by the Regional Cave Committee thru the Provincial Cave Committee of Occidental Mindoro, be updated every three (3) years and shall be endorsed by the Sangguniang Bayan, if necessary.
2. The LGU shall create a special account in its general fund for the income such as entrance fee and other charges (*cave guide and equipment rental fees*) derived from Virginia Cave which is to be utilized for the maintenance, improvement, protection, monitoring, staff capacity building, and other related expenses for the Virginia Cave.
3. The environmental fee collected by the DENR shall accrue to the General Fund.

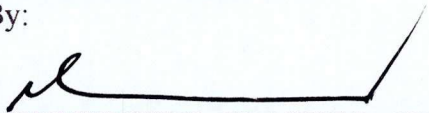
F. DURATION OF THE AGREEMENT

This Agreement shall take effect immediately upon signing and remain in force for a period of five (5) years. Prior to its expiration, the Agreement may be renewed for another five (5) years subject to the favorable endorsement of the concerned Regional Cave Committee thru Provincial Cave Committee, upon compliance by the LGU and endorsement by the Sangguniang Bayan of San Jose with the terms and conditions of this Agreement as well as the applicable laws, rules and regulations.

IN WITNESS WHEREOF, the parties hereunto affixed their signatures this
21 NOV 2022 at San Jose, Occidental Mindoro.


DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES- MIMAROPA REGION

By:


LORMELYN E. CLAUDIO, CESO IV
Regional Executive Director

MUNICIPALITY OF SAN JOSE


By:

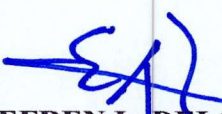

ATTY. REY C. LADAGA
Municipal Mayor

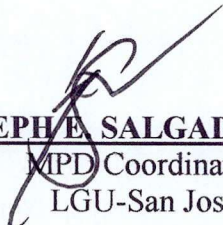

HON. JERRY A. CIRIACO, SR.

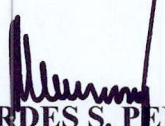
Punong Barangay
Pawican, Ilin Island, San Jose, Occidental Mindoro


WITNESSETH BY:


ERNESTO E. TAÑADA
OIC, PENR Office
Occidental Mindoro


EFREN L. DELOS REYES
CENR Officer
San Jose, Occidental Mindoro


JOSEPH E. SALGADO, ENP
MPD Coordinator
LGU-San Jose


INY LOURDES S. PEROY
Municipal ENR Officer
LGU-San Jose


ANN ROXANNE J. DE VERA
Senior Tourism Operations Officer
Municipal Tourism and Community Development Office

ACKNOWLEDGMENT

BEFORE ME, this 21 NOV 2022 day of _____ in San Jose, Occidental Mindoro, Philippines, personally appeared:

<u>REY C. LADAGA</u> Government Issued ID: <u>Att of Attorney 25780</u> Issued at : _____ Valid until _____	<u>LORMELYN E. CLAUDIO</u> Government Issued ID: <u>DENR R4M-D-36</u> Issued at : <u>DENR MIMAROPA REGION</u> Valid until _____
<u>JERRY A. CIRIACO, SR.</u> Government Issued ID: _____ Issued at : _____ Valid until _____	<u>ERNESTO E. TANJADA</u> Government Issued ID: <u>OSEC-DENRB-DMOV-57-2014</u> Issued at : <u>DENR MIMAROPA REGION - MAMBURAO</u> Valid until <u>OCCIDENTAL MINDORO</u>

Both known to me as the same person who executed the foregoing Cave Co-management Agreement and exhibited to me their respective government issued IDs as indicated below their names and acknowledged to me that the same is their voluntary act and deed and free act of the entities which they respectively represent.

Notary Public

ATTY. DOMINADOR D. ERODIAS III
NOTARY PUBLIC
Commission Expires on December 31, 2023
Roll of Attorneys No. 78346 / 2022
IBP No. 220363 / May 13, 2022 / Pasig City
PTR 7663470 / May 30, 2022 / Occidental Mindoro
MCLE Compliance - Admitted to the Bar / May 12, 2022
MCLE Governing Board Order No. 1, S.2008
San Jose, Occidental Mindoro

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Series of 2022




Republic of the Philippines
Province Of Occidental Mindoro
Municipality of San Jose
Barangay Pawican

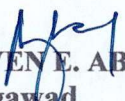


TANGGAPAN NG PUNONG BARANGAY

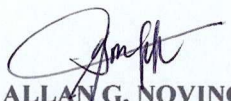
Approved by:


RESOLUSYON BLG. 042
Serye 2022

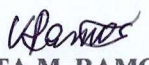

JERRY A. CIRIACO SR.
Punong Barangay

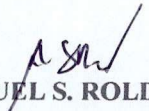

MERVIN E. ABOS
Kagawad

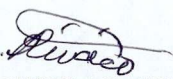
ARTURO P. ABELEDA
Kagawad

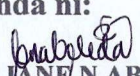

ALLAN G. NOVINO
Kagawad


MAGELLAN A. ERANDIO
Kagawad


VICENTA M. RAMOS
Kagawad


RUEL S. ROLDAN
Kagawad


ROSAMINDA P. CIRIACO
Kagawad

Inihanda ni:

BABY JANE N. ABELEDA
Barangay Secretary

RESOLUSYONG NAGBIBIGAY NG AWTORIDAD KAY PUNONG BARANGAY KGG. JERRY A. CIRICAO SR, NA MAKILAHOK AT LUMAGDA SA TALA NG KASUNDUAN O MEMORANDUM OF AGREEMENT SA PAGITAN NG LOKAL NA PAMAHALAAN NG SAN JOSE NA KINAKATAWAN NG PUNONG BAYAN, KGG. REY C. LADAGA AT KAGAWARAN NG KALIKASAN AT LIKAS YAMAN (DENR) NA KINAKATAWAN NI REGIONAL EXECUTIVE DIRECTOR LORMELYN E. CLAUDIO, CESO IV, SA LAYUNIN NG PAGPAPATUPAD NG PLANO NG PAMAMAHALA NG KUWEBA NG VERGINIA NA MATATAGPUAN SA LUPAING NASASAKUPAN NITO, SANG -AYON SA UMIIRAL NA MGA KARAPATAN AT NAAANGKOP NA MGA BATAS, ALITUNTUNIN AT REGULASYON.

KUNG SAAN, ang Batas Pambansa Blg. 9072 o mas kilala bilang "*National Cave and Cave Resources Management and Protection Act*", ay nagtatalaga sa Seksyon 2 na polisiya ng Estado na pangalagaan, proteksyunan at pamahalaan ang mga kuweba at likas yaman nito bilang parte ng likas na yaman ng ating bansa;

KUNG SAAN, ang mga kuweba at mga nilalaman nito ay pagmamay-ari ng Estado, maging ang bukana o pasukan nito ay pumapaloob sa pribado o pampublikong lupa;

KUNG SAAN, ang DENR ang siyang pangunahing ahensya na inatasan upang ipatupad ang mga probisyon ng Batas Pambansa Blg. 9072 o mas kilala bilang "*Cave Act*", sa pakikipag-ugnayan sa Kagawaran ng Turismo, sa Natural Historical Commission of the Philippines, sa Kagawaran ng Interyor at Lokal na Pamahalaan at nakakasakop na Lokal na Pamahalaan sa nasabing kuweba;

KUNG SAAN, ang DENR ay may awtoridad na makipagkasundo sa Lokal na Pamahalaan para sa pagpapanatili, pagpapaunlad at pamamahala ng Kuweba o mga Kuweba na matatagpuan sa lupaing nasasakupan nito;

KUNG SAAN, ang Lokal na Pamahalaan ay nakikibahagi sa Pamahalaang Pambansa sa responsibilidad sa pamamahala at pagpapanatili ng balanseng ekolohiya sa lupang nasasakupan nito, ayon sa Batas Pambansa Blg. 7160 o Kodigo ng Lokal na Pamahalaan.

KUNG SAAN, ang lahat ng Partido ay nagkakasundo sa pakikibahagi sa mga tungkulin at responsibilidad at pananagutan para sa layunin na mapanatili, paunlarin at pamahalaan ang Virginia Cave.

NGAYONG SAMAKATUWID

MAGING RESOLBA NA ITO, DAHIL ITO AY RESOLBA NA, ang resolusyong nagbibigay ng awtoridad kay Brgy. Pawican Punong Barangay, Kgg. Jerry A. Ciriaco Sr, na makilahok at lumagda sa Tala ng Kasunduan o *Memorandum of Agreement* nina at sa pagitan ng Lokal na Pamahalaan ng San Jose na kinakatawan ng Punong Bayan, Kgg. Rey C. Ladaga at Kagawaran ng Kalikasan at Likas Yaman (DENR) na kinakatawan ni Regional Executive Director Lormelyn E. Claudio, CESO IV, sa layunin ng pagpapatupad ng plano ng pamamahala ng Kuweba ng Virginia na matatagpuan sa lupaing nasasakupan nito, sang -ayo sa umiiral na mga karapatan at naaangkop na mga batas, alituntunin at regulasyon.

Pinagtibay ngayong ika-12 ng Oktubre, 2022 sa mungkahi ni Kagawad Allan G. Novino at sinusugan ng lahat ng miyembro ng Sangguniang Barangay.

MEMORANDUM OF AGREEMENT

(Caves and Cave Resources Conservation, Management and Protection)

KNOW ALL PERSON BY THESE PRESENTS

This **AGREEMENT** is made and entered into on **October 2022** by:

The **DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES-MIMAROPA REGION**, with Office address at 1515 DENR By the Bay Building, Roxas Boulevard, Barangay 668, Ermita, Manila, represented by the Regional Executive Director **Lormelyn E. Claudio, CESO IV** hereinafter referred to as the "**DENR**";

-and-

The **LOCAL GOVERNMENT UNIT** of the Municipality of San Jose, Province of Occidental Mindoro with Office address at Brgy. Poblacion 7, San Jose, Occidental Mindoro represented by its Local Chief Executive, **Hon. Rey C. Ladaga**, as authorized by the Sangguniang Bayan (SB) through SB Resolution No. 7097 in SAN JOSE, OCCIDENTAL MINDORO dated OCT 25 2022 hereinafter referred to as the "**LGU**".

-and-

The **BARANGAY LOCAL GOVERNMENT UNIT of Batasan**, Municipality of San Jose, Occidental Mindoro, and represented by its Local Chief Executive/ Brgy. Captain, **Hon. June S. Palmares**, hereinafter referred to as the "**BLGU Batasan**".

WITNESSETH

WHEREAS, it is the policy of the State to conserve, protect and manage caves and cave resources as part of the country's natural wealth;

WHEREAS, caves and cave resources as are owned by the State, whether the entrance to the cave is located in private or public land;

WHEREAS, the DENR is the lead agency tasked to implement the provisions of Republic Act No. 9072 otherwise known as the "National Caves and Cave Resources Management and Protection Act" or "Cave Act" in coordination with the Department of Tourism, the National Museum, the National Historical Commission of the Philippines, the Department of Interior and Local Government and concerned LGUs for specific caves;

WHEREAS, the DENR is authorized to enter into an agreement with the LGU for the preservation, development and management of cave or caves, specifically Class 2 and 3, located in the territorial jurisdiction of such LGU;

WHEREAS, the LGU share with the national government the responsibility in the management and maintenance of ecological balance within their territorial jurisdiction, subject to Republic Act No. 7160 or the "Local Government Code of 1991" and national policies;

WHEREAS, the DENR, the LGU and BLGU Batasan have manifested their interest and willingness to enter into this Tripartite Agreement;

WHEREAS, all Parties agree on the sharing of duties and responsibilities and accountabilities for the common goal of preservation, development and management of a specific cave;

LORMELYN E. CLAUDIO, CESO IV

Regional Executive Director

ATTY. REY C. LADAGA

Municipal Mayor, LGU San Jose

HON. JUNE S. PALMARES

Punong Barangay, BLGU Batasan

NOW THEREFORE, for and in consideration of the foregoing premises and the mutual covenants herein set forth, the parties agree on the following:

A. OBJECTIVE OF THIS AGREEMENT

This Agreement is entered into by DENR, LGU and BLGU Batasan for the purpose of implementing the **Catburan Cave Management Plan** located within the territorial jurisdiction of the LGU, subject to valid and existing rights, applicable laws, policies, rules and regulations.

B. COVERAGE

This Agreement covers Catburan Cave, which is **Class II** (Caves with areas or portions which have hazardous conditions and that contain sensitive geological, archeological, cultural, historical, and biological values or high-quality ecosystem. It may be necessary to close these cave sections seasonally or permanently. It is open only to experienced cavers or guided educational tours/ visits) listed in DENR Memorandum Circular No. 2018- 09 dated August 16, 2018 and located in Sitio Catburan, Barangay Batasan, Municipality of San Jose, Province of Occidental Mindoro.

C. RESPONSIBILITIES OF PARTIES INVOLVED

1. The DENR shall:

- 1.1 In general, provide trainings and other related services to ensure the effective protection, development and management of the subject caves;
- 1.2 Subject to availability of funds and through the Regional Office, prepare annual or quarterly plan to support tasks to protect, develop and manage the subject caves;
- 1.3 Upon request, provide technical assistance to the LGU on the implementation of the Cave Management Plan;
- 1.4 Monitor the implementation of the Cave Management Plan, and oversee the implementation of this Agreement; and
- 1.5 Deputize Cave Protection Enforcement Officers (*CPEOs*) from locally-based Non-Government Organizations (NGOs), Peoples' Organizations (POs) and other volunteers in accordance with existing rules and regulations.

2. The LGU shall:

- 2.1 Coordinate with the DENR to capacitate the Municipal Environment and Natural Resources Office that shall assume the tasks and functions of this Agreement including the implementation of the Management Plan of **Catburan Cave**;
- 2.2 Provide manpower (*CPEOs*) and financial assistance for the protection, conservation and management of the subject cave;
- 2.3 Where appropriate, integrate the cave management plan in the Comprehensive Land Use Plan, development, investment and revenue plans of the Municipality;
- 2.4 Enact the necessary ordinances, rules and regulations consistent with national policies in support of the co-management of the subject cave;
- 2.5 Raise awareness among its constituents on the importance of conservation, protection and sustainable use of caves and cave resources;

LORMELYN E. CLAUDIO, CESO IV
Regional Executive Director

ATTY. REY C. LADAGA
Municipal Mayor, LGU San Jose

HON. JUNE S. PALMARES
Punong Barangay, BLGU Batasan

- 2.6 Encourage and promote the participation of the private sector and entrepreneurs in the implementation of the Cave Management Plan and subsequent ecotourism management and development plans especially those ventures that are related to agriculture and nature-based tourism;
- 2.7 Actively participate in the implementation of the Cave Management, Protection and Conservation Program within its territorial jurisdiction;
- 2.8 Assign personnel to be deputized as Cave Protection Enforcement Officers (CPEOs);
- 2.9 In general, provide such other resources and services that will ensure the effective conservation, protection and management of **Catburan Cave**.

3. The BLGU Batasan shall:

- 3.1 Ensure that persons who will utilize the Catburan Cave and/or its resources possess the required permits and/or clearances from the DENR and, where applicable, from other government agencies;
- 3.2 Lead in the implementation of the Catburan Cave Management Plan;
- 3.3 Assist in the protection and conservation of the Catburan Cave;
- 3.4 Immediately report to the LGU and the DENR violations of the Cave Act (RA No. 9072) which involve the Catburan Cave;
- 3.5 Provide the necessary assistance in the filing and prosecution of case/s against persons that violate cave laws, rules and regulations;
- 3.6 Recommend individuals from locally-based Non-Government Organizations (NGOs), Peoples' Organizations (POs) and other volunteers in accordance with existing rules and regulations to be deputized as CPEOs; and
- 3.7 In general, provide such other resources and services that will ensure the effective conservation, protection and management of the Catburan Cave.

E. GENERAL PROVISIONS

1. The Sangguniang Bayan shall enact an Ordinance imposing entrance fee, user's fee (*cave guide and equipment rental fees*) and other charges for the utilization of the Catburan Cave. The Ordinance shall be reviewed annually by the Regional Cave Committee thru the Provincial Cave Committee of Occidental Mindoro, be updated every three (3) years and shall be endorsed by the Sangguniang Bayan, if necessary.
2. The LGU shall create a special account in its general fund for the income such as entrance fee and other charges (*cave guide and equipment rental fees*) derived from Catburan Cave which is to be utilized for the maintenance, improvement, protection, monitoring, staff capacity building, and other related expenses for the Catburan Cave.
3. The environmental fee collected by the DENR shall accrue to the General Fund.

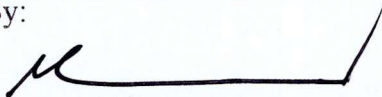
F. DURATION OF THE AGREEMENT

This Agreement shall take effect immediately upon signing and remain in force for a period of five (5) years. Prior to its expiration, the Agreement may be renewed for another five (5) years subject to the favorable endorsement of the concerned Regional Cave Committee thru Provincial Cave Committee, upon compliance by the LGU and endorsement by the Sangguniang Bayan of San Jose with the terms and conditions of this Agreement as well as the applicable laws, rules and regulations.

IN WITNESS WHEREOF, the parties hereunto affixed their signatures this
21 NOV 2022 at San Jose, Occidental Mindoro.

**DEPARTMENT OF ENVIRONMENT
AND NATURAL RESOURCES-
MIMAROPA REGION**

By:



LORMELYN E. CLAUDIO, CESO IV
Regional Executive Director

MUNICIPALITY OF SAN JOSE

By:



ATTY. REY C. LADAGA
Municipal Mayor

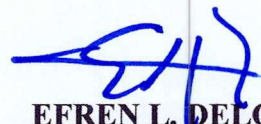
HON. JUNE S. PALMARES

Punong Barangay
Batasan, San Jose, Occidental Mindoro

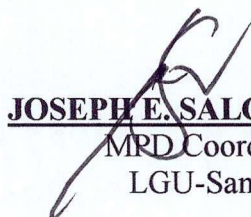
WITNESSETH BY:



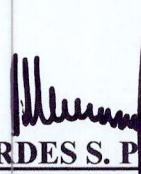
ERNESTO L. TAÑADA
OIC, PENR Office
Occidental Mindoro



EFREN L. DELOS REYES
CENR Officer
San Jose, Occidental Mindoro



JOSEPH E. SALGADO, EnP
MRD Coordinator
LGU-San Jose



INY LOURDES S. PEROY
Municipal ENR Officer
LGU-San Jose



ANN ROXANNE J. DE VERA
Senior Tourism Operations Officer
Municipal Tourism and Community Development Office

ACKNOWLEDGMENT

BEFORE ME, this 21 day of NOV 2022 in San Jose, Occidental Mindoro, Philippines, personally appeared:

<div>ROY C. LANAGA</div> <div>Government Issued ID: Roll of Attorney 25780</div> <div>Issued at :</div> <div>Valid until</div>	<div>LORMELYN E - CLAUDIO</div> <div>Government Issued ID: DENR R4M-D-36</div> <div>Issued at : DENR MIMAROPA REGION</div> <div>Valid until</div>
<div>JUNE S. PALMADOC</div> <div>Government Issued ID: COMSEC ID # 5110-0039A - F2667 / JSP10000</div> <div>Issued at :</div> <div>Valid until</div>	<div>ERNESTO E. TANADA</div> <div>Government Issued ID: OSEC-DENRB - DMOV -57-2014</div> <div>Issued at : DENR- MIMAROPA REGION- MAMBURAO</div> <div>Valid until OCCIDENTAL MINDORO</div>

Both known to me as the same person who executed the foregoing Cave Co-management Agreement and exhibited to me their respective government issued IDs as indicated below their names and acknowledged to me that the same is their voluntary act and deed and free act of the entities which they respectively represent.

Notary Public

Doc No. 84
Page No. 67
Book No. 02
Series of 2022

ATTY. DOMINADOR D. ERODIAS III
NOTARY PUBLIC
Commission Expires on December 31, 2023
Roll of Attorneys No. 78346 / 2022
IBP No. 220363 / May 13, 2022 / Pasig City
PTR 7603470 / May 30, 2022 / Occidental Mindoro
MCLE Compliance - Admitted to the Bar / May 12, 2022
MCLE Governing Board Order No. 1, S.2008
San Jose, Occidental Mindoro




Republic of the Philippines
Province of the Occidental Mindoro
Municipality of San Jose
Barangay Batasan





APPROVED BY:

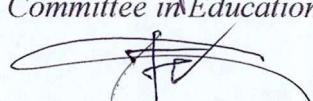
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Serye 2022

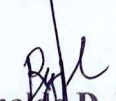

JUNE S. PALMARES
Punong Barangay

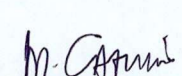
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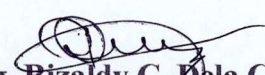

Kag. Fe H. Francisco
*Committee on Labor and
Resources*

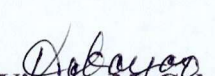

Kag. Lolith C. Pineda
Committee in Education

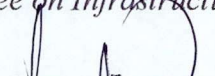

Kag. Leoncio D. Francisco
Committee in Peace and Order


Kag. Reynaldo D. Peñaflor
Committee in Health


Kag. Bryan Mark H. Catuira
Committee in Finance


Kag. Rizaldy C. Dela Cruz
Committee in Agriculture


Kag. Vicente M. Cabayao
Committee on Infrastructure


SK Efren P. Dela Cruz Jr.
Committee in Sports

RESOLUSYONG NAGBIBIGAY NG AWTORIDAD KAY PUNONG BARANGAY KGG. JUNE S. PALMARES, NA MAKILAHOK AT LUMAGDA SA TALA NG KASUNDUAN O MEMORANDUM OF AGREEMENT SA PAGITAN NG LOKAL NA PAMAHALAAN NG SAN JOSE NA KINAKATAWAN NG PUNONG BAYAN, KGG. REY C. LADAGA AT KAGAWARAN NG KALIKASAN AT LIKAS YAMAN (DENR) NA KINAKATAWAN NI REGIONAL EXECUTIVE DIRECTOR LORMELYN E. CLAUDIO, CESO IV, SA LAYUNIN NG PAGPAPATUPAD NG PLANO NG PAMAMAHALA NG KUWEBA NG CATBURAN NA MATATAGPUAN SA LUPAING NASASAKUPAN NITO, SANG -AYON SA UMIHAL NA MGA KARAPATAN AT NAAANGKOP NA MGA BATAS, ALITUNTUNIN AT REGULASYON.

KUNG SAAN, ang Batas Pambansa Blg. 9072 o mas kilala bilang “*National Cave and Cave Resources Management and Protection Act*”, ay nagtatalaga sa Seksyon 2 na polisiya ng Estado na pangalagaan, proteksyunan at pamahalaan ang mga kuweba at likas yaman nito bilang parte ng likas na yaman ng ating bansa;

KUNG SAAN, ang mga kuweba at mga nilalaman nito ay pagmamay-ari ng Estado, maging ang bukana o pasukan nito ay pumapaloob sa pribado o pampublikong lupa;

KUNG SAAN, ang DENR ang siyang pangunahing ahensya na inatasan upang ipatupad ang mga probisyon ng Batas Pambansa Blg. 9072 o mas kilala bilang “*Cave Act*”, sa pakikipag-ugnayan sa Kagawaran ng Turismo, sa Natural Historical Commission of the Philippines, sa Kagawaran ng Interyor at Lokal na Pamahalaan at nakakasakop na Lokal na Pamahalaan sa nasabing kuweba;

KUNG SAAN, ang DENR ay may awtoridad na makipagkasundo sa Lokal na Pamahalaan para sa pagpapanatili, pagpapaunlad at pamamahala ng Kuweba o mga Kuweba na matatagpuan sa lupaing nasasakupan nito;

KUNG SAAN, ang Lokal na Pamahalaan ay nakikibahagi sa Pamahalaang Pambansa sa responsibilidad sa pamamahala at pagpapanatili ng balanseng ekolohiya sa lupang nasasakupan nito, ayon sa Batas Pambansa Blg. 7160 o Kodigo ng Lokal na Pamahalaan.


KUNG SAAN, ang lahat ng Partido ay nagkakasundo sa pakikibahagi sa mga tungkulin at responsibilidad at pananagutan para sa layunin na mapanatili, paunlarin at pamahalaan ang Catburan Cave.

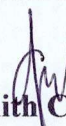
APPROVED BY:


JUNE S. PALMARES

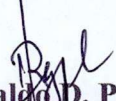
Punong Barangay

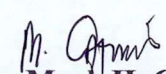
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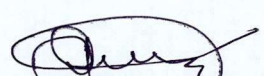

Kag. Fe H. Francisco
Committee on Labor and Resources

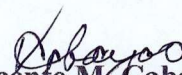

Kag. Lolith C. Pineda
Committee in Education

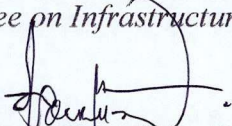

Kag. Leoncio D. Francisco
Committee in Peace and Order


Kag. Reynaldo D. Peñaflor
Committee in Health


Kag. Bryan Mark H. Catuira
Committee in Finance


Kag. Rizaldy C. Dela Cruz
Committee in Agriculture


Kag. Vicente M. Cabayao
Committee on Infrastructure



SK Efren P. Dela Cruz Jr.
Committee in Sports

NGAYONG SAMAKATUWID

MAGING RESOLBA NA ITO, DAHIL ITO AY RESOLBA NA, ang resolusyong nagbibigay ng awtoridad kay Kgg. June S. Palmares, Punong Barangay ng Brgy. Batasan na makilahok at lumagda sa Tala ng Kasunduan o *Memorandum of Agreement* nina at sa pagitan ng Lokal na Pamahalaan ng San Jose na kinakatawan ng Punong Bayan, Kgg. Rey C. Ladaga at Kagawaran ng Kalikasan at Likas Yaman (DENR) na kinakatawan ni Regional Executive Director Lormelyn E. Claudio, *CESO IV*, sa layunin ng pagpapatupad ng plano ng pamamahala ng Kuweba ng Catburan na matatagpuan sa lupaing nasasakupan nito, sang -ayon sa umiiral na mga karapatan at naaangkop na mga batas, alituntunin at regulasyon.

Pinagtibay ngayong ika-7 ng Oktubre, 2022 sa mungkahi ni Kagawad Fe H. Francisco at sinusugan ng lahat ng miyembro ng Sangguniang Barangay.

Inihanda ni:


RHODORA G. MALICSE
Barangay Secretary

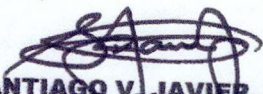


Republic of the Philippines
Province of Occidental Mindoro
MUNICIPALITY OF SAN JOSE


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
OFFICE OF THE SANGGUNIANG BAYAN


CERTIFIED CORRECT, APPROVED AND
DULY ADOPTED BY:



SANTIAGO V. JAVIER, JR.
Vice-Mayor & Presiding Officer

SANGGUNIANG BAYAN MEMBERS:


JOEL G. AGUILAR
Municipal Councilor


MYRNA G. ZAPANTA
Municipal Councilor


ARNELTO E. ARGAME
Municipal Councilor



ERNESTO F. JARAVATA
Municipal Councilor


ROBERT G. MANGAHAS
Municipal Councilor


(on official business)
ARIEL A. BALMES
Municipal Councilor


MERCY I. ALVARAN
Municipal Councilor


JIMMY S. HOLGADO
Municipal Councilor


MARLON S. RAMINTAS
Ex-Officio Member (ABC)


BOYET B. RIVERA
Ex-Officio Member (IPMR)


CHRISTIAN HENNESSY M. CRUZ
Ex-Officio Member (SKF)

RESOLUTION No. 6976

Series of 2022

ADOPTING THE 7-YEAR MANAGEMENT PLANS FOR CATBURAN CAVE AND VIRGINIA CAVE COVERING THE YEAR 2022-2028 OF THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES – COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE (DENR-CENRO), MUNICIPALITY OF SAN JOSE, OCCIDENTAL MINDORO

WHEREAS, this Body was in receipt of a letter dated August 1, 2022 from Efren L. delos Reyes, CENR Officer requesting that they be allowed to present the 7-year Management Plans for Catburan Cave and Virginia Cave covering the year 2022-2028 for its possible adoption;

WHEREAS, the Catburan Cave and Virginia Cave Management Plans were methodically formulated from the consolidated data through the conduct of three (3) major activities, namely: (1) Cave Biological and Physiological Assessment; (2) Key Informant Interview; and (3) Stakeholder Planning Workshop that elicit the cave's distinctive strengths and weaknesses as well as peripheral opportunities and threats that served as its foundation for the preparation of the 7-year Management Plan;

WHEREAS, the management plans were crafted by the DENR-CENRO with the aim to provide the concerned LGU and the community a guideline for cave management and incorporate the aspect of cave protection and conservation, safety and research;

WHEREAS, this Body recognizes the need for the approval and adoption of the presented cave management plans to assure the protection, preservation and proper management of the two caves and to further ensure the involvement and active participation of the national and local government, partner agencies, concerned stakeholders and the public in adopting strategies towards sustainable utilization of Catburan and Virginia Caves and its natural resources;

WHEREAS, upon thorough evaluation, review and assessment of the submitted Catburan Cave and Virginia Cave Management Plans for Calendar Years 2022-2028, this Body unanimously agreed for its adoption, further agreeing with the urgency and the dire need to promptly implement the same to address persistent development and management issues;

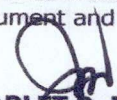
NOW THEREFORE, be it resolved to **ADOPT** the 7-year Management Plans for Catburan Cave and Virginia Cave covering the year 2022-2028 of the Department of Environment and Natural Resources – Community Environment and Natural Resources Office (DENR-CENRO), Municipality of San Jose, Occidental Mindoro.

LET COPIES of this resolution be sent promptly to the Office of the Municipal Mayor, to Department of Environment and Natural Resources – Community Environment and Natural Resources Office (DENR-CENRO), and to all concerned for information, guidance and appropriate action.

ADOPTED in the 9th Regular Session, this 13th day of **September, 2022** on motion of Honorable Councilor **Ernesto F. Jaravata**, duly seconded by **all other members present**.

ATTESTED:

(as to the authenticity of the
document and signatures)


ARLET D. MACTAL
Secretary to the Sanggunian




Republic of the Philippines
Province of Occidental Mindoro
MUNICIPALITY OF SAN JOSE

-00000-

OFFICE OF THE SANGGUNIANG BAYAN

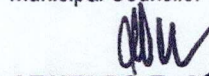
CERTIFIED CORRECT, APPROVED AND
DULY ADOPTED BY:


SANTIAGO V. JAVIER, JR.
Vice-Mayor & Presiding Officer

SANGGUNIANG BAYAN MEMBERS:


JOEL B. AGUILAR
Municipal Councilor



MYRNA G. ZAPANTA
Municipal Councilor


ARNELDO E. ARGAME
Municipal Councilor


ERNESTO F. JARAMATA
Municipal Councilor


ROBERT G. MANGAHAS
Municipal Councilor


ARIEL A. BALMES
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Municipal Councilor


MARLON S. RAMINTAS
Ex-Officio Member (ABC)


BOYET B. RIVERA
Ex-Officio Member (IPMR)


CHRISTIAN KENNESSY M. CRUZ
Ex-Officio Member (SKF)

RESOLUTION NO. 7096

Series of 2022

AUTHORIZING MUNICIPAL MAYOR REY C. LADAGA TO ENTER, FOR AND IN BEHALF OF THE LOCAL GOVERNMENT UNIT OF SAN JOSE, OCCIDENTAL MINDORO, INTO A MEMORANDUM OF AGREEMENT (MOA) WITH THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES – MIMAROPA REGION AND BARANGAY LOCAL GOVERNMENT UNIT OF PAWICAN REGARDING THE CONSERVATION, MANAGEMENT AND PROTECTION OF VIRGINIA CAVE AND ITS RESOURCES

WHEREAS, serving as basis of this Sanggunian is an urgent letter dated October 21, 2022 from Municipal Mayor Rey C. Ladaga requesting for the passage of a resolution authorizing him to enter, for and in behalf of the Local Government Unit of San Jose, Occidental Mindoro, into a Memorandum of Agreement (MOA) with the Department of Environment and Natural Resources – MIMAROPA Regional and Barangay Local Government Unit of Pawican regarding the management of Virginia Cave;

WHEREAS, the representatives from DENR-CENRO and MENRO shed light on the following matters during the deliberations on the matter during the 14th Regular Session:

- There is no need for the creation of a permanent plantilla position, specifically "Cave Protection Enforcement Officers (CPEOs)" since such shall pertain to volunteer personnel to be identified by the BLGU concerned to whom the DENR are responsible for the provision of related trainings;
- LGU San Jose's provision of financial assistance regarding the matter shall be effective beginning 2024 for the reason that the Annual Investment Program/Plan for 2023 has already been approved by this Body;
- Fundings from DENR shall be shared in CY 2024 since the management and rehabilitation of Virginia Cave was not included in their priority programs for 2022 to 2023;

WHEREAS, DENR-CENRO crafted a management plan for the forenamed cave purposely to provide this local government and the community with guidelines for cave management with incorporated strategies for cave protection and conservation, safety and research which this Sanggunian adopted by dint of Resolution No. 6976, series of 2022;

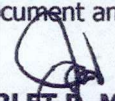
WHEREAS, this Sanggunian sees the exigent need for the execution of the tripartite agreement, owing to the fact that Republic Act No. 9072, otherwise known as the "National Caves and Cave Resources Management and Protection Act", mandates strengthened cooperation and exchange of information between governmental authorities and people who utilize caves and cave resources for scientific, educational, recreational, tourism and other purposes in order to conserve, protect and manage caves and cave resources as part of the country's natural wealth;

NOW THEREFORE, *be it resolved to* **AUTHORIZE** Municipal Mayor Rey C. Ladaga to enter, for and in behalf of the Local Government Unit of San Jose, Occidental Mindoro, into a Memorandum of Agreement (MOA) with the Department of Environment and Natural Resources – MIMAROPA Region and Barangay Local Government Unit of Pawican regarding the conservation, management and protection of Virginia Cave and its resources.

LET COPIES of this resolution be sent promptly to the Office of the Municipal Mayor, to DENR MIMAROPA Region, to Barangay Pawican LGU, to DENR CENRO San Jose and to all concerned for information, guidance and appropriate action.

ADOPTED in the 14th Regular Session, this 25th day of **October, 2022** on motion of Honorable Councilor **Arneldo E. Argame**, duly seconded by **all other members present**.

ATTESTED:
(as to the authenticity of
the document and signatures)


ARLET D. MACTAL
Secretary to the Sanggunian

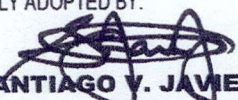


Republic of the Philippines
Province of Occidental Mindoro
MUNICIPALITY OF SAN JOSE

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OFFICE OF THE SANGGUNIANG BAYAN

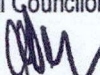
CERTIFIED CORRECT, APPROVED AND
DULY ADOPTED BY:


SANTIAGO V. JAVIER, JR.
Vice-Mayor & Presiding Officer

SANGGUNIANG BAYAN MEMBERS:


JOEL B. AGUILAR
Municipal Councilor


MYRNA G. ZAPANTA
Municipal Councilor


ARNELDO E. ARGAME
Municipal Councilor


ERNESTO E. JUNCATA
Municipal Councilor



ROBERT G. MANGAHAS
Municipal Councilor

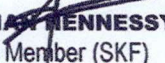

ARIEL A. BALMES
Municipal Councilor

MERCY I. ALVARAN
Municipal Councilor


JIMMY SCHOLGADO
Municipal Councilor

MARLON S. RAMINTAS
Ex-Officio Member (ABC)


BOYET B. RIVERA
Ex-Officio Member (IPMR)


CHRISTIAN HENNESSY M. CRUZ
Ex-Officio Member (SKF)

RESOLUTION NO. 7097

Series of 2022

AUTHORIZING MUNICIPAL MAYOR REY C. LADAGA TO ENTER, FOR AND IN BEHALF OF THE LOCAL GOVERNMENT UNIT OF SAN JOSE, OCCIDENTAL MINDORO, INTO A MEMORANDUM OF AGREEMENT (MOA) WITH THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES – MIMAROPA REGION AND BARANGAY LOCAL GOVERNMENT UNIT OF BATASAN REGARDING THE CONSERVATION, MANAGEMENT AND PROTECTION OF CATBURAN CAVE AND ITS RESOURCES

WHEREAS, presented for consideration of this Sanggunian is an urgent letter dated October 21, 2022 from Municipal Mayor Rey C. Ladaga requesting for the passage of a resolution authorizing him to enter, for and in behalf of the Local Government Unit of San Jose, Occidental Mindoro, into a Memorandum of Agreement (MOA) with the Department of Environment and Natural Resources – MIMAROPA Regional and Barangay Local Government Unit of Batasan regarding the management of Catburan Cave;

WHEREAS, during the deliberations on the matter during the 14th Regular Session, the representatives from DENR-CENRO and MENRO shed light on the following matters:

- There is no need for the creation of a permanent plantilla position, specifically "Cave Protection Enforcement Officers (CPEOs)" since such shall pertain to volunteer personnel to be identified by the BLGU concerned to whom the DENR are responsible for the provision of related trainings;
- LGU San Jose's provision of financial assistance regarding the matter shall be effective beginning 2024 for the reason that the Annual Investment Program/Plan for 2023 has already been approved by this Body;
- Fundings from DENR shall be shared in CY 2024 since the management and rehabilitation of Catburan Cave was not included in their priority programs for 2022 to 2023;

WHEREAS, by dint of Resolution No. 6976, series of 2022, DENR-CENRO crafted a management plan for the forenamed cave purposely to provide this local government and the community with guidelines for cave management with incorporated strategies for cave protection and conservation, safety and research;

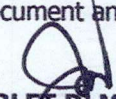
WHEREAS, this Sanggunian sees the exigent need for the execution of the tripartite agreement, owing to the fact that Republic Act No. 9072, otherwise known as the "National Caves and Cave Resources Management and Protection Act", mandates strengthened cooperation and exchange of information between governmental authorities and people who utilize caves and cave resources for scientific, educational, recreational, tourism and other purposes in order to conserve, protect and manage caves and cave resources as part of the country's natural wealth;

NOW THEREFORE, be it resolved to **AUTHORIZE** Municipal Mayor Rey C. Ladaga to enter, for and in behalf of the Local Government Unit of San Jose, Occidental Mindoro, into a Memorandum of Agreement (MOA) with the Department of Environment and Natural Resources – MIMAROPA Region and Barangay Local Government Unit of Batasan regarding the conservation, management and protection of Catburan Cave and its resources.

LET COPIES of this resolution be sent promptly to the Office of the Municipal Mayor, to DENR MIMAROPA Region, to Barangay Batasan LGU, to DENR CENRO San Jose and to all concerned for information, guidance and appropriate action.

ADOPTED in the 14th Regular Session, this 25th day of **October, 2022** on motion of Honorable Councilor **Arneldo E. Argame**, duly seconded by **all other members present**.

ATTESTED:
(as to the authenticity of
the document and signatures)


ARLET D. MACTAL
Secretary to the Sanggunian