

REPUBLIC ACT NO. 9237

AN ACT ESTABLISHING MOUNT APO LOCATED IN THE MUNICIPALITIES OF MAGPET AND MAKILALA AND CITY OF KIDAPAWAN, PROVINCE OF COTABATO, IN THE MUNICIPALITIES OF BANSALAN AND STA. CRUZ AND CITY OF DIGOS, PROVINCE OF DAVAO DEL SUR, AND IN THE CITY OF DAVAO, AS A PROTECTED AREA UNDER THE CATEGORY OF NATURAL PARK AND ITS PERIPHERAL AREAS AS BUFFER ZONES, PROVIDING FOR ITS MANAGEMENT, AND FOR OTHER PURPOSES

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

CHAPTER INTRODUCTORY PROVISIONS

SECTION 1. Title. This Act shall be known as the Mount Apo Protected Area Act of 2003.

SEC. 2. Declaration of Policy. Considering Mt. Apo's aesthetic, economic, cultural, and ecological importance and its unique biological resources, it is hereby declared the policy of the State to secure its protection and conservation and those of the indigenous peoples and communities residing therein as well as their culture and way of life. In so doing, the State shall: (a) ensure the protection and conservation of biodiversity in Mt. Apo through sustainable and participatory development; (b) advance, respect, and protect the customs and interests of its legitimate inhabitants, migrants, and indigenous peoples alike; and (c) foster partnership among government, non-government organizations, and people's organizations.

SEC. 3. Definition of Terms.

(a) "Ancestral domain/ancestral lands" refers to all areas generally belonging to Indigenous Cultural Communities/Indigenous Peoples (ICCs/IPs), subject to property or prior rights within the ancestral domains already existing and vested upon the effectivity of Republic Act No. 8371 or the Indigenous People's Rights Act (IPRA) of 1997, comprising lands, inland waters, and natural resources therein held under a claim of ownership, occupied or possessed by ICCs/IPs, by themselves or through their ancestors, communally or individually since time immemorial, continuously to the present except when interrupted by war, force majeure or displacement by force, deceit, stealth, or as a consequence of government projects or any other voluntary dealings entered into by government and private individuals/corporations, and which are necessary to ensure their economic, social and cultural welfare. It shall include ancestral lands, forests, pasture, residential, agricultural, and other lands individually owned whether alienable and disposable or otherwise, hunting grounds, burial grounds, worship areas, bodies of water, mineral and other natural resources, and lands which may no longer be exclusively occupied by ICCs/IPs but from which they traditionally had access to for their subsistence and traditional activities, particularly the home ranges of ICCs/IPs who are still nomadic and/or shifting cultivators.

(b) "Biodiversity" refers to the variety and variability among all living organisms and the ecological complex in which they occur.

(c) "Buffer Zones" refers to areas outside the boundaries of and immediately adjacent to the designated protected areas pursuant to Section 8 of Republic Act No. 7586 or the National Integrated Protected Areas System (NIPAS) Act of 1992, that need special development and control in order to provide an extra layer around the protected area where restrictions may apply and managed according to the management plan and applicable rules and regulations issued as provided for in this Act and related statutes.

(d) "By-products" refers to any part taken from wild species such as hides, antlers, feathers, fur, teeth, claws, internal organs, eggs, roots, trunk, branches, leaves, stems, flowers, bark, including their derivatives such as blood, oils, resin, gum, seed, spores, pollen, honey, beeswax, and the like.

(e) "Collection or collecting" refers to the act of gathering or harvesting wild flora and fauna species and its by-products or derivatives.

(f) "Commercial facilities" refers to the conduct of business by natural or

artificial persons with the purpose of securing an economic or resources surplus not needed for immediate subsistence.

(g) "Conservation" refers to the optimum utilization and management of natural resources in order to meet the needs and aspirations of the present and the future.

(h) "Ecosystem" refers to the community of plants and animals, their physical environment, and the interactions between them.

(i) "Environmental Impact Assessment" refers to the Environment Impact Assessment System established under Presidential Decree No. 1586 or supervening legislation.

(j) "Exotic Species" refers to species or subspecies which do not naturally occur within the country or within the biogeographic region of the Philippines in which the protected area is situated.

(k) "Fish/aquatic animals/products" refers to fishes and other aquatic animals such as crustaceans, echinoderms, marine animals, and all other species of aquatic flora and fauna and all other products of aquatic living resources in any form.

(l) "Fishing" refers to the taking of the fish, aquatic products or any aquatic flora and fauna from their wild habitat, with or without the use of fishing vessels.

(m) "Forest products" refers to timber, pulpwood, firewood, bark, tree top, resin, gum, wood, lumber, oil, honey, beeswax, nipa, rattan, or other forest growth such as grass, shrub, and flowering plant, the associated water, fish, game, scenic, historical, recreational, and geologic resources in forest lands.

(n) "Indigenous Cultural Communities" refers to the ICCs/IPs as defined in the IPRA. Specifically in the Mt. Apo Natural Park, the ICCs/IPs are known to be composed of the Bagobo and its sub-tribes namely the Ubo, Jangan, and Tagabawa or Bawa who reside within or are substantially dependent upon the protected area.

(o) "Legitimate private rights" refers to vested prior rights acquired in accordance with existing laws without taint of deceit, stealth, fraud or bad faith.

(p) "Management Plan" refers to the fundamental plan, strategy, and/or scheme which shall guide all activities relating to the Mt. Apo Natural Park in order to attain the objectives of this Act as stated in Section 2 hereof.

(q) "Nongovernment organizations" refers to nonstock, nonprofit organizations with qualifications and expertise, and engaged in activities concerning community organizing and development or resource and environmental conservation, management and protection related to the protected area.

(r) "People's organization" refers to a group of people, which may be an association, cooperative, federation, or aggrupation of individuals or groups, with an identifiable structure of decision making and accountability, established to undertake collection action to address community concerns and needs in relation to the protected area.

(s) "Protected Area" refers to identified portions of land and water set aside by reason of their unique physical and biological significance, managed to enhance biological diversity and protected against destructive human exploitation.

(t) "Secretary" refers to the Secretary of the Department of Environment and Natural Resources (DENR).

(u) "Stakeholders" refers to individuals, communities, organizations or aggrupations or aggrupation of specific interests or sectors which have particular interest in the achievement of the objective of this Act or dependence, access, or utilization or resources within the protected area such as but not limited to the local government units, people's organizations, nongovernment organizations, indigenous cultural communities, the DENR, and other concerned government agencies.

(v) "Sustainability or sustainable" refers to the use of components of biological diversity in a way and at a rate that does not lead to the decline in the species used, thereby maintaining its potential to meet the needs and aspirations of the present and future Filipino generations.

(w) "Tenured Migrants" refers to individuals and households who have actually and continuously occupied public lands which are not alienable and disposable within the protected area before June 1, 1987 and are substantially dependent on the protected area for their livelihood.

(x) "Timber" refers to wood having an average diameter of at least fifteen (15) centimeters and a length of at least one and a half (1.5) meter in its unaltered state, or wood regardless of size, sawn or hewn on two or more sides usually referred to as flitch and all mangrove.

SEC. 4. Scope. The Mt. Apo Natural Park shall cover certain parcels of lands situated in the municipalities of Magpet and Makilala and City of Kidapawan in the Province of Cotabato; municipalities

of Bansalan and Sta. Cruz and City of Digos in the Province of Davao del Sur, and in the City of Davao. The boundaries of the Mt. Apo Natural Park, containing an area of 549,744,724.32 square meters, more or less, subject to ground demarcation are as follows:

Beginning at a point marked "1" on the map and on the ground; being N 45°36' W about 4,044.877 meters from BCGS monument APO BL 29E 1953;

CORNER	BEARING	DISTANCE	CORNER	REFERENCE
	LIN E		MONUMENT	OR LOCATION
1	1	N 54°12' E 543.89 meters	20CM X 20CM. Conc. Mon.	On ridge of Mt. Talomo range.
2	2	S 56°38' E 5595.16 meters	20CM X 20CM. Conc. Mon.	Bank of Talomo River.
3	3	S 4°33' E 1852.29 meters	20CM X 20CM. Conc. Mon.	Junction of Talomo River & Taguy cr.
4	4	S 41°18' W 229.50 meters	20CM X 20CM. Conc. Mon.	Bank of Taguy cr.
5	5	S 36°28' E 122.09 meters	20CM X 20CM. Conc. Mon.	On slope of ridge
6	6	S 40°40' E 515.88 meters	20CM X 20CM. Conc. Mon.	On slope of ridge
7	7	S 48°30' E 338.66 meters	20CM X 20CM. Conc. Mon.	On slope of ridge
8	8	N 56°17' E 2742.27 meters	20CM X 20CM. Conc. Mon.	Bank of Saro river
9	9	N 85°53' E 1745.00 meters	20CM X 20CM. Conc. Mon.	Bank of Saro river
10	10	S 31°47' W 3066.44 meters	20CM X 20CM. Conc. Mon.	Junct. of Lipadas river & Saro river

11	11	S 22°00' E	475.14 meters	20CM X 20CM. Conc. Mon.	Bank of Lipadas River
	12				
12	12	N 77°00' E	350.00 meters	20CM X 20CM. Conc. Mon.	On slope of ridge
	13				
13	13	S 30°00' E	235.12 meters	20CM X 20CM. Conc. Mon.	Bank of Longon 1 Creek
	14				
14	14	N 63°19' E	1266.50 meters	20CM X 20CM. Conc. Mon.	Bank of Longon 2 Creek
	15				
15	15	S 66°42' E	504.80 meters	20CM X 20CM. Conc. Mon.	Junct. of Longon 2 Cr. & Alano cr.
	16				
16	16	S 53°40' W	968.03 meters	20CM X 20CM. Conc. Mon.	Bank of Tagurano Creek
	17				
17	17	S 41°47' W	695.66 meters	20CM X 20CM. Conc. Mon.	On ridge near Trail
	18				
18	18	S 51°28' W	469.85 meters	20CM X 20CM. Conc. Mon.	Bank of Lapuy creek
	19				
19	19	S 62°41' W	505.11 meters	20CM X 20CM. Conc. Mon.	Bank of Lapuy creek
	20				
20	20	S 50°00' E	213.77 meters	20CM X 20CM. Conc. Mon.	Bank of Lapuy creek
	21				
21	21	S 14°00' E	395.50 meters	20CM X 20CM. Conc. Mon.	On slope of ridge
	22				
22	22	N 72°16' E	280.00 meters	20CM X 20CM. Conc. Mon.	Bank of Gumate creek
	23				
23	23	S 68°59' E	465.05 meters	20CM X 20CM. Conc. Mon.	Bank of Gumate creek
	24				

24	24	N 47°06' E	420.00 meters	20CM X 20CM. Conc. Mon.	Bank of Gumate creek
	25				
25	25	S 77°13' E	440.00 meters	20CM X 20CM. Conc. Mon.	Bank of Gumate creek
	26				
26	26	S 05°15'W	340.00 meters	20CM X 20CM. Conc. Mon.	Bank of Gumate creek
	27				
27	27	S 05°15' W	339.64eters	20CM X 20CM. Conc. Mon.	On slope of ridge near Bulakan
	28				
28	28	N 73°59' E	455.24 meters	20CM X 20CM. Conc. Mon.	Bank of Walaway creek
	29				
29	29	S 84°56' E	817.53 meters	20CM X 20CM. Conc. Mon.	Bank of Walaway creek
	31				
30	30	S 70° 48' W	1888.69 meters	20CM X 20CM. Conc. Mon.	Junct. of Bato river & Walaway creek
	31				
31	31	S 04°00' W	220.55 meters	20CM X 20CM. Conc. Mon.	Bank of Bato River
	32				
32	32	S 22°00' W	470.00 meters	20CM X 20CM. Conc. Mon.	On slope of ridge
	33				
33	33	S 22°00' W	530.00 meters	20CM X 20CM. Conc. Mon.	On slope of ridge
	34				
34	34	S 22°00' W	300.00 meters	20CM X 20CM. Conc. Mon.	On slope/side of trail
	35				
35	35	S 85°00' w	400.00 meters	20CM X 20CM. Conc. Mon.	On slope of ridge
	36				
36	36	Due South	601.96 meters	20CM X 20CM.	On slope of ridge

	37				Conc. Mon.	
37	37	S 53°28' E	353.22 meters	20CM X 20CM.		North bank of Baracatan river
	38			Conc. Mon.		
38	38	S 22°40' W	258.01 meters	20CM X 20CM.		North bank of Baracatan river
	39			Conc. Mon.		
39	39	S 22°40' W	298.88 meters	20CM X 20CM.		On slope south of Cucob creek
	40			Conc. Mon.		
40	40	S 22°41' W	101.57 meters	20CM X 20CM.		On slope near near DENR office bldg.
	41			Conc. Mon.		
41	41	S 34°00' E	125.00 meters	20CM X 20CM.		On bank of gully
	42			Conc. Mon.		
42	42	S 10°00' W	350.00 meters	20CM X 20CM.		On slope of ridge
	43			Conc. Mon.		
43	43	S 21°00' W	600.00 meters	20CM X 20CM.		On slope of ridge
	44			Conc. Mon.		
44	44	S 36°00' W	600.00 meters	20CM X 20CM.		North bank of Madalambaog cr.
	45			Conc. Mon.		
45	45	N 78°10' W	860.59 meters	20CM X 20CM.		North bank of Dolis creek
	46			Conc. Mon.		
46	46	S 03° 31' W	189.10 meters	A point		At source of Bidaran creek
	47					
47	47	S 08° 32' w	510.52 meters	STAKE		On slope of ridge
	48					
48	48	S 37°46' E	2,405.84 meters	STAKE		On slope of ridge
	49					
49	49	S 07°57' E	448.82 meters	STAKE		On slope of ridge
	50					
50	50	S 52° 25' E	479.94 meters	A point		At bank of Cabarisan creek
	51					

51	51	S 17° 25'W	891.71	meters	A point	At bank of Cabarisan creek
	52					
52	52	S 02° 03' E	1,297.30	meters	STAKE	On slope of ridge W.of Balusong cr.
	53					
53	53	S 75°03" E	954.26	meters	STAKE	On slope of ridge E.of Balusong cr.
	54					
54	54	N 56° 54'E	1,346.63	meters	STAKE	On slopeof ridge
	55					
55	55	S 67° 28'E	1,856.12	meters	STAKE	On slopeof ridge E. of Ligi creek
	56					
56	56	S 15° 31'E	1,963.46	meters	STAKE	On bank of Bunawan cr.
	57					
57	57	S 57° 14'E	1,251.26	meters	STAKE	On slope of ridge
	58					
58	58	S 31° 51'E	2,370.84	meters	STAKE	On slope of ridge
	59					
59	59	S 19° 04'W	1,626.45	meters	STAKE	On slope of ridge
	60					
60	60	S 10° 34'E	739.39	meters	STAKE	On slope of Kabayawa ridge
	61					
61	61	S 43° 16'W	2,752.97	meters	STAKE	Onslopeof Patu- langon ridge
	62					
62	62	N 36° 44' W	2,090.86	meters	STAKE	On slope of Lubo ridge
	63					
63	63	N 64° 18'W	457.09	meters	STAKE	Bank of Latong creek
	64					
64	64	S 83° 11'W	892.99	meters	STAKE	On slope of Luay ridge
	65					
65	65	S 53°	1,566.66	meters	STAKE	On slope of ridge
	66					
66	66	S 04° 21'W	1,713.10	meters	STAKE	N. bank of Pilan creek
	67					

67	67	S 89°	1,829.53 meters	STAKE	On slope of ridge
	68	58'W			
68	68	S 79°	355.08 meters	STAKE	On slope of ridge
	69	40'W			
69	69	N 34° 57'W	1,040.41 meters	STAKE	On slope of ridge
	70				
70	70	S 59°	1,180.96 meters	STAKE	On slope of ridge
	71	05'W			
71	71	N 71° 35'W	511.08 meters	STAKE	On slope of ridge
	72				
72	72	S 42° 59'W	399.11 meters	STAKE	On bank of Calagan creek
	73				
73	73	S 39°02' W	398.93meters	20CM X 20CM.	On bank of Calagan creek
	74			Conc. Mon.	
74	74	S 22°37' E	1,480.46 meters	20CM X 20CM.	Junct. of Calagan cr. & Ruparan river
	75			Conc. Mon.	
75	75	S 12°52' E	1,103.10 meters	20CM X 20CM.	Bank of Ruparan river
	76			Conc. Mon.	
76	76	S 44°46' E	1,166.20 meters	20CM X 20CM.	Bank of Ruparan river
	77			Conc. Mon.	
77	77	S 02°18'	2,075.31 meters	20CM X 20CM.	Bank of Ruparan river
	78	W		Conc. Mon.	
78	78	S 62°17'	1,386.05 meters	20CM X 20CM.	Bank of Ruparan river
	79	W		Conc. Mon.	
79	79	N 49°	1,109.34 meters	20CM X 20CM.	Bank of Ruparan river
	80	54'W		Conc. Mon.	
80	80	N 36°	1,216.78 meters	STAKE	On slope of ridge
	81	01'W			
81	81	N 24° 39'W	672.95 meters	STAKE	On bank of Bidarag creek
	82				
82	82	N 63° 53'W	1,223.94 meters	STAKE	On slope of ridge
	83				

83	83	N 42° 21'W	890.68 meters	STAKE	On east bank of Calamagan creek
	84				
84	84	N 43° 58'W	528.01 meters	STAKE	On east bank of Napan creek
	85				
85	85	N 86° 49'W	903.14 meters	STAKE	On slope of ridge
	86				
86	86	S 61° 39'W	428.68 meters	STAKE	On slope of ridge
	87				
87	87	N 89° 34'W	798.06 meters	STAKE	On slope of ridge
	88				
88	88	S 52° 09'W	502.97 meters	STAKE	On bank of intermittent creek
	89				
89	89	S 26°	867.72 meters	STAKE	On slope of ridge
	90	19'W			
90	90	N 84°	1,918.83 meters	STAKE	Slope of ridge West of Balabag creek
		54'W			
	91				
91	91	S 82° 42'W	1,921.99 meters	STAKE	On slope of ridge
	92				
92	92	N 78° 21'W	767.59 meters	STAKE	Slope of ridge West of Sinawilan creek
	93				
93	93	S 88° 37'W	352.11 meters	STAKE	On bank of Miral river
	94				
94	94	N 27° 59'W	1,076.23 meters	STAKE	Slope of ridge West of Miral river
	95				
95	95	N 57°	564.60 meters	STAKE	On slope of ridge
	96	56'W			
96	96	N 0° 09'W	487.82 meters	STAKE	On slope of ridge
	97				
97	97	N 53	3,390.96 meters	STAKE	On slope of ridge
	98	04'47'W			
98	98	N 46° 16'E	2,359.60 meters	STAKE	On slope of ridge
	99				
99	99	N 20°	3,193.79 meters	STAKE	Slope of ridge East of Marber river
		46'W			

100	100 N 01° 101 19'W	1,032.99 meters	STAKE	On slope of ridge
101	101 N 46° 52'W	542.18 meters	STAKE	Slope of ridge East Darapuguay river
102	102 N 76° 48'W	320.53 meters	STAKE	East bank of Balugan river
103	103 N 82° 47'W	672.03 meters	STAKE	East bank of Balugan river
104	104 N 50° 00'W	1,791.19 meters	STAKE	Slope of ridge west of Balugan river
105	105 N 05° 06'W	2,161.48 meters	STAKE	Slope of ridge west of Bulatukan river
106	106 N 12° 56'W	2,053.92 meters	STAKE	On slope of ridge
107	107 N 06° 24'E	1,348.10 meters	STAKE	On slope of ridge
108	108 N 16° 02'E	1,893.96 meters	STAKE	On slope of ridge
109	109 N 37° 110 47'W	506.92 meters	STAKE	On slope of ridge
110	110 N 01° 27'W	417.96 meters	STAKE	On slope of ridge
111	111 S 86° 13'E	971.65 meters	STAKE	Bank of Saguing river
112	112 N 69° 21'E	487.24 meters	STAKE	Slope of ridge north of Saguing River
113	113 N 38° 07'E	293.20 meters	STAKE	On slope of ridge
114	114 N 64° 57'E	510.64 meters	STAKE	On slope of ridge
115	115 N 78° 35'E	281.30 meters	STAKE	On slope of ridge
116	116 N 41° 59'E	598.15 meters	STAKE	On slope of ridge
117	117 N 05° 58'E	788.39meters	STAKE	On slope of ridge

118	118	N	59° 45'E	558.02 meters	STAKE	Slope of ridge south of Kinatilan river
119	119	N	89° 00'E	1,633.62 meters	STAKE	Slope of ridge North of Kinatilan river
120	120	S	37° 48'W	820.01 meters	A point	Along bdry line 3-4 Geothermal reservation
121	121	S	52° 12'E	4,274.96 meters	20CM X 20CM. Conc. Mon.	Point along line 4-1
122	122	N	37° 48'E	1,640.01 meters	20CM X 20CM. Conc. Mon.	Ident. To cor. 3 Geo thermal reservation
123	123	N	52° 12'W	3,654.96 meters	20CM X 20CM. Conc. Mon.	Ident. To cor. 2 Geo thermal reservation
124	124	N	29° 51'E	92.42 meters	A point	Along line 1-2 Geothermal Reservation
125	125	N	46° 58'W	615.63 meters	20CM X 20CM. Conc. Mon.	Bank of Marver River
126	126	N	14° 02'E	371.07 meters	STAKE	On slope of ridge
127	127	N	61° 23'W	751.84	STAKE	Bank of Marver River
128	128	N	9° 47'E	588.56	STAKE	Bank of Marver River
	129					

129	129 N 51° 09'W	1734.11	STAKE	Bank of Marver River
	130			
130	130 N 71° 09'E	3,615.81 meters	STAKE	Bank of Marver River
	131			
131	131 S 67° 46'E	2,259.01 meters	STAKE	On slope of ridge
	132			
132	132 N 83° 22'E	1,398.22 meters	STAKE	On slope of ridge
	133			
133	133 N 23° 16'E	1,803.49 meters	STAKE	On slope of ridge
	134			
134	134 N 88°20' E	450.06 meters	20CM X 20CM. Conc. Mon.	On slope of ridge
	135			
135	135 N 88°56' E	437.43 meters	20CM X 20CM. Conc. Mon.	On slope of ridge
	136			
136	136 N 89°20' E	314.90 meters	20CM X 20CM. Conc. Mon.	On slope of ridge
	137			
137	137 N 58°07' E	460.37 meters	20CM X 20CM. Conc. Mon.	On slope of ridge
	1			

A parcel of land containing Seven million Ten Thousand (7,010,000.00) sq. m. declared as a geothermal reservation under the jurisdiction, control, and administration of the Philippine National Oil Company (PNOC), by virtue of its prior vested rights under Proclamation No. 853 of January 30, 1992 in conjunction with Executive Order No. 223 is hereby excluded from the Park.

In view of the crucial role of power generation to the national economy, plans and activities of the PNOC geothermal project related to support facilities, back-up or new transmission lines, stabilizing and power-enhancing substations, and other auxiliary support facilities which are vital to the environmental sustainability and energy security of Mindanao shall be implemented within designated buffer zones subject to approval of the Protected Area Management Board (PAMB) and by appropriate government agencies in line with the national mandate on the development of indigenous sources of energy.

SEC. 5. Establishment of Buffer Zones. Buffer zones of the Mt. Apo Natural Park are hereby established through this Act pursuant to Section 8 of the NIPAS Act to serve as additional peripheral layer of protection to the protected area by providing regulated benefits and livelihood opportunities to local communities to build a strong social fence to the protected area. The boundary of the buffer zones, subject to ground demarcation is hereby described as follows:

BUFFER ZONE, PARCEL 1

A parcel of land containing an area of 25,357,266.07 square meters, more or less, declared as Buffer Zone Parcel (1), beginning at a point marked "1" on the map and on the ground being identical to point

45 of Mt. Apo Natural Park;

CORNER	LINE	BEARING	DISTANCE	CORNER MONUMENT	REFERENCE OR LOCATION
1	1	S 41°36' E	661.87 meters	20 CM X 20 CM Conc. Monument	Identical to Cor. 45 MANP
2	2	S 77°47' E	833.66 meters	20 CM X 20 CM Conc. Monument	Bank of Dolis Cr.
3	3	S 42°24' E	836.15 meters	20 CM X 20 CM Conc. Monument	Bank of Dolis Cr.
4	4	S 03°34' E	321.07 meters	20 CM X 20 CM Conc. Monument	Bank of Dolis Cr.
5	5	S 18°10' E	730.66 meters	20 CM X 20 CM Conc. Monument	Bank of Dolis Cr.
6	6	S 18°26' E	339.89 meters	20 CM X 20 CM Conc. Monument	On slope of ridge
7	7	S 82°39' W	417.92 meters	20 CM X 20 CM Conc. Monument	On slope of ridge
8	8	S 09°10' E	310.47 meters	20 CM X 20 CM Conc. Monument	Slope of ridge East of Bidaran cr.
9	9	S 24°53' E	380.30 meters	20 CM X 20 CM Conc. Monument	On slope of ridge East of Bidaran cr.
10	10	S 62°48' W	224.29 meters	20 CM X 20 CM Conc. Monument	South bank of Sibulan River
	11				

11	11	N 85°19'W	336.62 meters	20 CM X 20 CM Conc. Monument	Slope of ridge South of Sibulan R
12	12 12	S 01°11'W	375.08 meters	20 CM X 20 CM Conc. Monument	Slope of ridge South of Sibulan R
13	13 13	S 08°07'W	404.04 meters	20 CM X 20 CM Conc. Monument	On slope of ridge
14	14 14	S 11°19' W	458.91 meters	20 CM X 20 CM Conc. Monument	On slope of ridge
15	15 15	S 46°18' E	372.74 meters	20 CM X 20 CM Conc. Monument	On slope of ridge
16	16 16	N 39°11' E	561.26 meters	20 CM X 20 CM Conc. Monument	Bank of creek
17	17 17	S 59°29' E	430.30 meters	20 CM X 20 CM Conc. Monument	On slope of ridge
18	18 18	N 19°26' E	493.07 meters	20 CM X 20 CM Conc. Monument	Bank of creek
19	19 19	N 34°38' E	365.18 meters	20 CM X 20 CM Conc. Monument	Bank of creek
20	20 20	N 73°58' E	355.76 meters	20 CM X 20 CM Conc. Monument	Bank of creek
21	21 21	S 51°06' E	365.68 meters	20 CM X 20 CM Conc. Monument	On slope of ridge

22	22	S 27°12' E	393.63 meters	20 CM X 20 CM Conc. Monument	On slope of ridge
23	23	S 31°19' E	403.97 meters	20 CM X 20 CM Conc. Monument	Bank of creek
24	24	N 80°11' E	411.17 meters	20 CM X 20 CM Conc. Monument	On slope of ridge
25	25	S 87°57' E	281.29 meters	20 CM X 20 CM Conc. Monument	On slope of ridge
26	26	N 86°51' E	459.34 meters	20 CM X 20 CM Conc. Monument	On slope of ridge
27	27	S 11°54' E	260.64 meters	20 CM X 20 CM Conc. Monument	Bank of creek
28	28	N 77°49' E	173.99 meters	20 CM X 20 CM Conc. Monument	On slope of ridge
29	29	S 28°55' E	323.34 meters	20 CM X 20 CM Conc. Monument	On slope of ridge
30	30	S 06°25' W	668.48 meters	20 CM X 20 CM Conc. Monument	On slope of ridge
31	31	S 19°55' E	550.00 meters	20 CM X 20 CM Conc. Monument	Bank of Gully
	32				

32	32	S 19°55' E	501.50 meters	20 CM X 20 CM Conc. Monument	On slope of ridge
33	33	S 75°34' E	450.00 meters	20 CM X 20 CM Conc. Monument	Bank of creek
34	34	S 75°34' E	437.65 meters	20 CM X 20 CM Conc. Monument	On slope of ridge
35	35	S 45°41' E	689.53 meters	20 CM X 20 CM Conc. Monument	On slope of ridge
36	36	S 04°35' E	503.90 meters	20 CM X 20 CM Conc. Monument	On slope of ridge
37	37	S 35°56' E	690.28meters	20 CM X 20 CM Conc. Monument	Bank of creek
38	38	S 35°08' E	571.52 meters	20 CM X 20 CM Conc. Monument	On slope of ridge
39	39	S 39°35' E	661.89 meters	20 CM X 20 CM Conc. Monument	On slope of ridge
40	40	S 15°24' W	430.07 meters	20 CM X 20 CM Conc. Monument	On slope of ridge
41	41	S 26°55' W	360.00 meters	20 CM X 20 CM Conc. Monument	On slope of ridge
42	42	S 26°55' W	363.76 meters	20 CM X 20 CM Conc. Monument	On slope of ridge

43	43	S 29°32' W	350.00 meters	20 CM X 20 CM Conc. Monument	On slope of ridge
44	44	S 29°32' W	354.77 meters	20 CM X 20 CM Conc. Monument	On slope of ridge
45	45	S 16°11' E	499.72 meters	20 CM X 20 CM Conc. Monument	Slope of ridge South of Coronado R
46	46	S 32°56' E	709.62 meters	20 CM X 20 CM Conc. Monument	On slope of Kabayawa hill
47	47	S 48°14' W	660.00 meters	20 CM X 20 CM Conc. Monument	On slope of Kabayawa hill
48	48	S 48°14' W	659.27 meters	20 CM X 20 CM Conc. Monument	On slope of Patulangon ridge
49	49	S 24°30' W	194.89 meters	20 CM X 20 CM Conc. Monument	On slope of Patulangon ridge
50	50	S 18°29' W	433.68 meters	20 CM X 20 CM Conc. Monument	Bank of dry creek
51	51	S 39°49' W	70.76 meters	20 CM X 20 CM Conc. Monument	On slope of Batuto ridge
52	52	S 70°59' W	647.65 meters	20 CM X 20 CM Conc. Monument	Bank of Batuto creek
	53				

53	53	S 43°29' W	619.66 meters	20 CM X 20 CM Conc. Monument	On slope of Tacub ridge
54	54	S 0°14' W	689.66 meters	20 CM X 20 CM Conc. Monument	On slope of west Of Tacub creek
55	55	S 80°29' W	660.00 meters	20 CM X 20 CM Conc. Monument	On slope of ridge
56	56	S 80°29' W	659.92 meters	20 CM X 20 CM Conc. Monument	Bank of Lubo creek
57	57	N 05°26' W	869.59 meters	20 CM X 20 CM Conc. Monument	On slope East of Latong creek
58	58	S 73°19' W	660.00 meters	20 CM X 20 CM Conc. Monument	On slope West of Latong creek
59	59	S 73°19' W	659.27 meters	20 CM X 20 CM Conc. Monument	Bank of Pinanlilok creek
60	60	N 14°45' W	410.00 meters	20 CM X 20 CM Conc. Monument	On slope of ridge
61	61	N 14°45' W	409.62 meters	20 CM X 20 CM Conc. Monument	On slope of ridge
62	62	N 14°45' W	574.74 meters	20 CM X 20 CM Conc. Monument	On slope of ridge
63	63	N 87°16' W	529.73 meters	20 CM X 20 CM Conc. Monument	On slope of ridge

64	64	S 26°34' W	699.64 meters	20 CM X 20 CM Conc. Monument	On slope of ridge
65	65	S 06°26' E	279.85 meters	20 CM X 20 CM Conc. Monument	On slope of ridge
66	66	S 19°46' E	579.69 meters	20 CM X 20 CM Conc. Monument	On slope of ridge
67	67	S 02°59' W	510.00 meters	20 CM X 20 CM Conc. Monument	On slope of ridge
68	68	S 02°59' W	509.46meters	20 CM X 20 CM Conc. Monument	On slope of ridge
69	69	N 71°57' W	520.00 meters	20 CM X 20 CM Conc. Monument	On slope of ridge
70	70	N 71°57' W	520.71 meters	20 CM X 20 CM Conc. Monument	On slope of ridge
71	71	S 79°46' W	400.00 meters	20 CM X 20 CM Conc. Monument	On slope of ridge
72	72	S 79°46' W	401.59 meters	20 CM X 20 CM Conc. Monument	On slope of ridge
73	73	S 83°36' W	510.67 meters	20 CM X 20 CM Conc. Monument	On slope of ridge
	74				

74	74	N 74°40' W	400.00 meters	20 CM X 20 CM Conc. Monument	On slope of ridge
75	75	N 74°40' W	402.30meters	20 CM X 20 CM Conc. Monument	On slope of ridge
76	76	N 35°49' W	390.00 meters	20 CM X 20 CM Conc. Monument	On slope of ridge
77	77	N 35°49' W	395.22 meters	20 CM X 20 CM Conc. Monument	On slope of ridge
78	78	S 65°42' W	500.00 meters	20 CM X 20 CM Conc. Monument	On slope of ridge
79	79	S 65°42'W	500.00 meters	20 CM X 20 CM Conc. Monument	South side of Provincial River
80	80	S 65°42'W	498.05 meters	20 CM X 20 CM Conc. Monument	On slope of ridge
81	81	N 27°45' W	239.90 meters	20 CM X 20 CM Conc. Monument	On slope of ridge
82	82	N 42°45' W	309.87 meters	20 CM X 20 CM Conc. Monument	On slope of ridge
83	83	N 42° 59'E	399.11 meters	20 CM X 20 CM Conc. Monument	Identical to Cor. 73 MANP
84	84	S 71° 35'E	511.08 meters	Stake	Identical to cor. 72 MANP
	85				

85	85	N 59° 05'E	1180.97meters	Stake	Identical to cor. 71 MANP
	86				
86	86	S 34° 57'E	1040.41 meters	Stake	Identical to cor. 70 MANP
	87				
87	87	N 79° 40'E	355.08 meters	Stake	Identical to cor. 69 MANP
	88				
88	88	N 89° 58'E	1829.53 meters	Stake	Identical to cor. 68 MANP
	89				
89	89	N 04° 21'E	1713.10 meters	Stake	Identical to cor. 67 MANP
	90				
90	90	N 53° 45'E	1566.66 meters	Stake	Identical to cor. 66 MANP
	91				
91	91	N 83° 11'E	892.99 meters	Stake	Identical to cor. 65 MANP
	92				
92	92	S 64° 18'E	457.09 meters	Stake	Identical to cor. 64 MANP
	93				
93	93	S 36° 44'E	2090.86 meters	Stake	Identical to cor. 63 MANP
	94				
94	94	N 43° 16'E	2752.96 meters	Stake	Identical to cor. 62 MANP
	95				
95	95	N 10° 34'W	739.39 meters	Stake	Identical to cor. 61 MANP
	96				
96	96	N 19° 04'E	1626.45 meters	Stake	Identical to cor. 60 MANP
	97				
97	97	N 31° 51'W	2370.84 meters	Stake	Identical to cor. 59 MANP
	98				
98	98	N 57° 14'W	1251.26 meters	Stake	Identical to cor. 58 MANP
	99				
99	99	N 15° 31'W	1963.46 meters	Stake	Identical to cor. 57 MANP
	100				
100	100	N 67° 28'W	1856.12 meters	Stake	Identical to cor. 56 MANP
	101				
101	101	S 56° 54'W	1346.63 meters	Stake	Identical to cor. 55 MANP
	102				
102	102	N 75° 03'W	954.26 meters	Stake	Identical to cor. 54 MANP

103	103	N 02° 03'E	1297.30 meters	Stake	Identical to cor. 53 MANP
104	104	N 17° 25'E	891.71 meters	Stake	Identical to cor. 52 MANP
105	105	N 52° 25'W	479.94 meters	Stake	Identical to cor. 51 MANP
106	106	N 07° 57'W	448.82 meters	Stake	Identical to cor. 50 MANP
107	107	N 37° 46'W	2405.84 meters	Stake	Identical to cor. 49 MANP
108	108	N 08° 32'E	510.52meters	Stake	Identical to cor. 48 MANP
109	109	N 03° 31'E	189.10 meters	Stake	Identical to cor. 47 MANP
110	1	S 78°10'E	860.59 meters	Stake	Identical to cor. 46 MANP

BUFFER ZONE, PARCEL 2

A parcel of land containing an area of 65,423,921.15 square meters, more or less, declared as Buffer Zone Parcel (2), beginning at a point marked "1" on the map and on the ground being identical to point 79 of the Mt. Apo Natural Park;

CORNER	LINE	BEARING	DISTANCE	CORNER MONUMENT	REFERENCE OR LOCATION
1	1	S 08°17' W	1070.03 meters	20CM.x Conc. Monument	20CM. Identical to cor. 79 MANP
2	2	N 43°20' W	400.00 meters	20CM.x Conc. Monument	20CM. West bank of Ruparan River
3	3	N 43°20' W	400.00 meters	20CM.x Conc. Monument	20CM. On land planted w/ sugarcane
	4				

4	4	N 43°20' W	400.00 meters	20CM.x Conc. Monument	20CM. On land planted w/ sugarcane
5	5	N 43°20' W	400.00 meters	20CM.x Conc. Monument	20CM. On cultivated land
6	6	N 43°20' W	481.82meters	20CM.x Conc. Monument	20CM. On cultivated land
7	7	N 64°55' W	481.88 meters	20CM.x Conc. Monument	20CM. On cultivated land
8	8	N 37°49' W	450.00 meters	20CM.x Conc. Monument	20CM. On cultivated land
9	9	N 37°49' W	450.00 meters	20CM.x Conc. Monument	20CM. On cultivated land
10	10	N 37°49' W	450.00 meters	20CM.x Conc. Monument	20CM. On cultivated land
11	11	N 37°49' W	450.00 meters	20CM.x Conc. Monument	20CM. On cultivated land
12	12	N 37°49' W	513.33meters	20CM.x Conc. Monument	20CM. On cultivated land unknown cr.
13	13	N 52°51' W	491.88meters	20CM.x Conc. Monument	20CM. On cultivated land west of Guna River
14	14	S 82°03' W	370.00 meters	20CM.x Conc. Monument	20CM. On cultivated land west of Guna River

15	15	S 82°03' W	369.74 meters	20CM.x Conc. Monument	20CM. On cultivated land
16	16	N 56°46' W	385.52 meters	20CM.x Conc. Monument	20CM. On cultivated land
17	17	S 13°22' W	369.51 meters	20CM.x Conc. Monument	20CM. On cultivated land
18	18	S 55°35' W	472.00 meters	20CM.x Conc. Monument	20CM. On cultivated land
19	19	S 55°35' W	472.80 meters	20CM.x Conc. Monument	20CM. On cultivated land
20	20	N 86°04' W	481.00 meters	20CM.x Conc. Monument	20CM. On cultivated land
21	21	N 86°04' W	480.59 meters	20CM.x Conc. Monument	20CM. On cultivated land
22	22	N 67°37' W	319.45 meters	20CM.x Conc. Monument	20CM. On cultivated land
23	23	S 28°18' W	474.00 meters	20CM.x Conc. Monument	20CM. On cultivated land
24	24	S 28°18' W	474.00 meters	20CM.x Conc. Monument	20CM. On cultivated land
	25				

25	25	S 28°18' W	473.60 meters	20CM.x 20CM. Conc. Monument	On cultivated land
26	26	S 44°36' W	552.24 meters	20CM.x 20CM. Conc. Monument	On cultivated land
27	27	S 44°36' W	552.24 meters	20CM.x 20CM. Conc. Monument	On cultivated land
28	28	S 89°33' W	556.05 meters	20CM.x 20CM. Conc. Monument	On cultivated land
29	29	S 89°33' W	556.06 meters	20CM.x 20CM. Conc. Monument	On cultivated land
30	30	N 27°27' W	457.18meters	20CM.x 20CM. Conc. Monument	On cultivated land
31	31	N 70°38' W	666.55 meters	20CM.x 20CM. Conc. Monument	On cultivated land
32	32	S 70°38' W	405.88 meters	20CM.x 20CM. Conc. Monument	On cultivated land
33	33	S 70°38' W	405.88 meters	20CM.x 20CM. Conc. Monument	On cultivated land
34	34	N 56°22' W	576.53 meters	20CM.x 20CM. Conc. Monument	On cultivated land
35	35	N 23°06' W	432.74 meters	20CM.x 20CM. Conc. Monument	On cultivated land

36	36 36	N 23°06' W	432.74 meters	20CM.x 20CM. Conc. Monument	On cultivated land
37	37 37	N 57°13' W	255.53 meters	20CM.x 20CM. Conc. Monument	On cultivated land
38	38 38	N 21°36' W	597.70 meters	20CM.x 20CM. Conc. Monument	Bank of Moral River
39	39 39	N 50°06' W	544.26 meters	20CM.x 20CM. Conc. Monument	On cultivated land
40	40 40	N 50°06' W	544.26 meters	20CM.x 20CM. Conc. Monument	On cultivated land
41	41 41	N 50°06' W	544.26 meters	20CM.x 20CM. Conc. Monument	On cultivated land
42	42 42	N 54°41' W	687.07 meters	20CM.x 20CM. Conc. Monument	On cultivated land
43	43 43	N 40°08' W	679.01 meters	20CM.x 20CM. Conc. Monument	On cultivated land
44	44 44	S 88°21' W	416.82 meters	20CM.x 20CM. Conc. Monument	On cultivated land
45	45 45	S 88°21' W	416.82 meters	20CM.x 20CM. Conc. Monument	On cultivated land
	46				

46	46	N 50°51' W	513.23 meters	20CM.x 20CM. Conc. Monument	On cultivated land
47	47	N 50°51' W	513.24 meters	20CM.x 20CM. Conc. Monument	On cultivated land
48	48	N 07°01' W	513.93 meters	20CM.x 20CM. Conc. Monument	On cultivated land
49	49	N 74°47' W	387.00 meters	20CM.x 20CM. Conc. Monument	On cultivated land
50	50	N 45°52' E	421.69 meters	20CM.x 20CM. Conc. Monument	On cultivated land
51	51	N 45°52' E	421.69 meters	20CM.x 20CM. Conc. Monument	On cultivated land
52	52	N 45°52' E	421.69 meters	20CM.x 20CM. Conc. Monument	On cultivated land
53	53	N 45°52' E	421.69 meters	20CM.x 20CM. Conc. Monument	On cultivated land
54	54	N 45°52' E	421.69 meters	20CM.x 20CM. Conc. Monument	On cultivated land
55	55	N 45°52' E	421.69 meters	20CM.x 20CM. Conc. Monument	On cultivated land
56	56	N 45°52' E	421.69 meters	20CM.x 20CM. Conc. Monument	On cultivated land

57	57	N 45°52' E	421.69 meters	20CM.x 20CM. Conc. Monument	On cultivated land
58	58	N 45°52' E	421.75 meters	20CM.x 20CM. Conc. Monument	On cultivated land
59	59	N 52°38' W	219.42 meters	20CM.x 20CM. Conc. Monument	Bank of Matanao River
60	60	N 42°16' W	325.45 meters	20CM.x 20CM. Conc. Monument	On cultivated land
61	61	N 37°50' W	190.47 meters	20CM.x 20CM. Conc. Monument	On cultivated land
62	62	N 45°15' W	335.05 meters ⁸	20CM.x 20CM. Conc. Monument	On cultivated land
63	63	N 16°52' W	300.70 meters	20CM.x 20CM. Conc. Monument	On cultivated land
64	64	N 68°18' W	239.00 meters	20CM.x 20CM. Conc. Monument	On cultivated land
65	65	N 64°30' W	363.10meters	20CM.x 20CM. Conc. Monument	On cultivated land
66	66	N 19°38' W	372.02 meters	20CM.x 20CM. Conc. Monument	On cultivated land
	67				

67	67	N 56°38' W	352.12 meters	20CM.x 20CM. Conc. Monument	On cultivated land
68	68	N 25°48' E	544.59 meters	20CM.x 20CM. Conc. Monument	On cultivated land
69	69	N 41°01' E	579.42 meters	20CM.x 20CM. Conc. Monument	On cultivated land
70	70	N 26°30' W	374.40 meters	20CM.x 20CM. Conc. Monument	Bank of Darapuguay River
71	71	N 29°00' E	322.11 meters	20CM.x 20CM. Conc. Monument	Bank of Darapuguay River
72	72	N 70°53' W	145.26 meters	20CM.x 20CM. Conc. Monument	On cultivated land
73	73	N 74°20" W	246.28 meters	20CM.x 20CM. Conc. Monument	On cultivated land
74	74	N 59°14' W	226.30 meters	20CM.x 20CM. Conc. Monument	On cultivated land
75	75	S 60°53' W	137.63 meters	20CM.x 20CM. Conc. Monument	On cultivated land
76	76	S 19°37' W	241.07 meters	20CM.x 20CM. Conc. Monument	On cultivated land
77	77	N 52°34' W	181.94 meters	20CM.x 20CM. Conc. Monument	On cultivated land

78	78	N 75°07' W	227.31 meters	20CM.x 20CM. Conc. Monument	On cultivated land
79	79	N 76°43' W	243.70 meters	20CM.x 20CM. Conc. Monument	On cultivated land
80	80	N 12°20' E	322.03 meters	20CM.x 20CM. Conc. Monument	On cultivated land
81	81	N 06°19' W	218.85 meters	20CM.x 20CM. Conc. Monument	On cultivated land
82	82	N 21°48' W	339.70 meters	20CM.x 20CM. Conc. Monument	On cultivated land
83	83	N 66°28' W	214.94 meters	20CM.x 20CM. Conc. Monument	On cultivated land
84	84	N 24°22' W	228.13 meters	20CM.x 20CM. Conc. Monument	On cultivated land
85	85	N 59°57' W	256.35 meters	20CM.x 20CM. Conc. Monument	On cultivated land
86	86	N 18°47' W	306.65 meters	20CM.x 20CM. Conc. Monument	On cultivated land
87	87	S 29°29' W	286.43 meters	20CM.x 20CM. Conc. Monument	On cultivated land
	88				

88	88	N 72°20' W	358.85 meters	20CM.x 20CM. Conc. Monument	On cultivated land
89	89	N 81°33' W	244.92 meters	20CM.x 20CM. Conc. Monument	On cultivated land
90	90	S 84°28' W	223.56 meters	20CM.x 20CM. Conc. Monument	Bank of Bulatukan River
91	91	S 78°36' W	247.51 meters	20CM.x 20CM. Conc. Monument	On cultivated land
92	92	N 53°38' W	228.94 meters	20CM.x 20CM. Conc. Monument	On cultivated land
93	93	N 44°45' W	275.67 meters	20CM.x 20CM. Conc. Monument	On cultivated land
94	94	N 58°46' E	574.34 meters	20CM.x 20CM. Conc. Monument	On cultivated land
95	95	N 13°32' E	326.12 meters	20CM.x 20CM. Conc. Monument	On cultivated land
96	96	N 06°10' W	223.82 meters	20CM.x 20CM. Conc. Monument	On cultivated land
97	97	N 61°40' E	606.13 meters	20CM.x 20CM. Conc. Monument	On cultivated land
98	98	N 02°49' E	334.72 meters	20CM.x 20CM. Conc. Monument	On cultivated land

99	99	N 38°06' W	261.89 meters	20CM.x 20CM. Conc. Monument	On cultivated land
100	100	N 37°53' W	295.47 meters	20CM.x 20CM. Conc. Monument	On cultivated land
101	101	N 22°23' W	97.47 meters	20CM.x 20CM. Conc. Monument	On cultivated land
102	102	N 10°34' W	226.44 meters	20CM.x 20CM. Conc. Monument	On cultivated land
103	103	N 10°56' W	206.41 meters	20CM.x 20CM. Conc. Monument	On cultivated land
104	104	N 39°56' W	147.19 meters	20CM.x 20CM. Conc. Monument	On cultivated land
105	105	N 13°11' W	172.15 meters	20CM.x 20CM. Conc. Monument	On cultivated land
106	106	N 34°10' W	163.59 meters	20CM.x 20CM. Conc. Monument	On cultivated land
107	107	N 31°31' W	246.89 meters	20CM.x 20CM. Conc. Monument	On cultivated land
108	108	N 15°34' E	189.16 meters	20CM.x 20CM. Conc. Monument	On cultivated land
	109				

109	109	N 23°09' E	385.25 meters	20CM.x 20CM. Conc. Monument	On cultivated land
110	110 110	N 58°23' W	120.01 meters	20CM.x 20CM. Conc. Monument	On cultivated land
111	111 111	N 34°14' W	251.63 meters	20CM.x 20CM. Conc. Monument	On cultivated land
112	112 112	N 58°56' W	180.44 meters	20CM.x 20CM. Conc. Monument	On cultivated land
113	113 113	N 34°28' E	151.11 meters	20CM.x 20CM. Conc. Monument	On cultivated land
114	114 114	N 07°21' W	264.73 meters	20CM.x 20CM. Conc. Monument	On cultivated land
115	115 115	N 03°15' E	237.75 meters	20CM.x 20CM. Conc. Monument	On cultivated land
116	116 116	N 49°07' E	209.00 meters	20CM.x 20CM. Conc. Monument	On cultivated land
117	117 117	N 25°45' W	222.42 meters	20CM.x 20CM. Conc. Monument	On cultivated land
118	118 118	N 28°28' E	116.28 meters	20CM.x 20CM. Conc. Monument	On cultivated land
119	119 119	N 14°59' W	104.64 meters	20CM.x 20CM. Conc. Monument	On cultivated land

120	120	N 06°57' E	235.53 meters	20CM.x 20CM. Conc. Monument	On cultivated land
121	121	N 29°12' W	177.93 meters	20CM.x 20CM. Conc. Monument	On cultivated land
122	122	N 66°00' W	204.78 meters	20CM.x 20CM. Conc. Monument	On cultivated land
123	123	N 18°27' W	171.50 meters	20CM.x 20CM. Conc. Monument	On cultivated land
124	124	N 46°55' W	187.45 meters	20CM.x 20CM. Conc. Monument	On cultivated land
125	125	N 63°11' W	106.18 meters	20CM.x 20CM. Conc. Monument	On cultivated land
126	126	N 0°15' E	84.97 meters	20CM.x 20CM. Conc. Monument	On cultivated land
127	127	N 34°58' E	465.16 meters	20CM.x 20CM. Conc. Monument	On cultivated land
128	128	N 32°48' E	246.11 meters	20CM.x 20CM. Conc. Monument	On cultivated land
129	129	N 32°29' E	327.96 meters	20CM.x 20CM. Conc. Monument	On cultivated land
	130				

130	130	N 23°13' E	409.96 meters	20CM.x 20CM. Conc. Monument	On cultivated land
131	131	N 35°11' E	222.55 meters	20CM.x 20CM. Conc. Monument	On cultivated land
132	132	N 21°54' E	352.23 meters	20CM.x 20CM. Conc. Monument	On cultivated land
133	133	N 25°01' W	246.03 meters	20CM.x 20CM. Conc. Monument	On cultivated land
134	134	N 70°28' W	158.87 meters	20CM.x 20CM. Conc. Monument	On cultivated land
135	135	N 36°21' W	205.43 meters	20CM.x 20CM. Conc. Monument	On cultivated land
136	135	N 33°49' E	320.92 meters	20CM.x 20CM. Conc. Monument	On cultivated land
137	137	N 36°48' W	165.94 meters	20CM.x 20CM. Conc. Monument	On cultivated land
138	138	N 02°55' E	107.58 meters	20CM.x 20CM. Conc. Monument	On cultivated land
139	139	N 08°51' W	63.27 meters	20CM.x 20CM. Conc. Monument	On cultivated land
140	140	N 27°50' W	84.97 meters	20CM.x 20CM. Conc. Monument	On cultivated land

141	141	N 54°42' E	85.99 meters	20CM.x 20CM. Conc. Monument	Bank of Saging River
142	142	N 51°47' W	995.32 meters	20CM.x 20CM. Conc. Monument	Bank of Saging River
143	143	S 52°57' W	1357.05 meters	20CM.x 20CM. Conc. Monument	Bank of Saging River
144	144	N 39°41' W	159.67 meters	20CM.x 20CM. Conc. Monument	On cultivated land
145	145	N 27°03' E	537.59 meters	20CM.x 20CM. Conc. Monument	On cultivated land
146	146	N 44°55' E	312.79 meters	20CM.x 20CM. Conc. Monument	On cultivated land
147	147	N 65°50' E	356.78 meters	20CM.x 20CM. Conc. Monument	On cultivated land
148	148	N 26°31' E	214.59 meters	20CM.x 20CM. Conc. Monument	On cultivated land
149	149	N 30°55' E	342.88 meters	20CM.x 20CM. Conc. Monument	On cultivated land
150	150	N 48°37' E	240.75 meters	20CM.x 20CM. Conc. Monument	On cultivated land
	151				

151	151	N 26°48' W	269.36 meters	20CM.x 20CM. Conc. Monument	On cultivated land
152	152	N 35°43' E	245.49 meters	20CM.x 20CM. Conc. Monument	On cultivated land
153	153	N 11°04' W	254.86 meters	20CM.x 20CM. Conc. Monument	On cultivated land
154	154	N 15°08' W	207.35 meters	20CM.x 20CM. Conc. Monument	On cultivated land
155	155	N 78°41' W	598.44 meters	20CM.x 20CM. Conc. Monument	On cultivated land
156	156	N 01°02' W	334.97 meters	20CM.x 20CM. Conc. Monument	On cultivated land
157	157	N 50°10' E	267.83 meters	20CM.x 20CM. Conc. Monument	On cultivated land
158	158	N 42°16' E	272.51 meters	20CM.x 20CM. Conc. Monument	On cultivated land
159	159	N 83°25' E	294.48 meters	20CM.x 20CM. Conc. Monument	On cultivated land
160	160	N 56°43' E	134.02 meters	20CM.x 20CM. Conc. Monument	On cultivated land
161	161	S 19°11' E	202.00 meters	20CM.x 20CM. Conc. Monument	On cultivated land

162	162	S 01°34' W	44.03 meters	20CM.x 20CM. Conc. Monument	On cultivated land
163	163	S 80°57' E	60.92 meters	20CM.x 20CM. Conc. Monument	On cultivated land
164	164	N 10°53' W	39.72 meters	20CM.x 20CM. Conc. Monument	On cultivated land
165	165	N 84°14' W	98.93 meters	20CM.x 20CM. Conc. Monument	On cultivated land
166	166	S 45°46' E	30.96 meters	20CM.x 20CM. Conc. Monument	On cultivated land
167	167	S 12°33' W	46.68 meters	20CM.x 20CM. Conc. Monument	On cultivated land
168	168	N 65°03' E	38.04 meters	20CM.x 20CM. Conc. Monument	On cultivated land
169	169	N 87°09' E	41.10 meters	20CM.x 20CM. Conc. Monument	On cultivated land
170	170	S 43°08' E	30.14 meters	20CM.x 20CM. Conc. Monument	On cultivated land
171	171	S 67°04' E	64.94 meters	20CM.x 20CM. Conc. Monument	On cultivated land
	172				

172	172	S 70°40' E	33.39 meters	20CM.x 20CM. Conc. Monument	On cultivated land
173	173	N 77°58' E	23.84 meters	20CM.x 20CM. Conc. Monument	On cultivated land
174	174	S 71°30' E	161.36 meters	20CM.x 20CM. Conc. Monument	On cultivated land
175	175	S 58°39' E	157.27 meters	20CM.x 20CM. Conc. Monument	On cultivated land
176	176	S 78°44' E	66.91 meters	20CM.x 20CM. Conc. Monument	On cultivated land
177	177	S 72°23' E	64.58 meters	20CM.x 20CM. Conc. Monument	On cultivated land
178	178	S 79°12' E	58.92 meters	20CM.x 20CM. Conc. Monument	On cultivated land
179	179	S 77°43' E	67.98 meters	20CM.x 20CM. Conc. Monument	On cultivated land
180	180	S 68°51' E	19.51 meters	20CM.x 20CM. Conc. Monument	On cultivated land
181	181	S 69°49' E	50.09 meters	20CM.x 20CM. Conc. Monument	On cultivated land
182	182	N 50°04' E	32.34 meters	20CM.x 20CM. Conc. Monument	On cultivated land

183	183	N 69°10' E	20.28 meters	20CM.x 20CM. Conc. Monument	On cultivated land
184	184	S 58°54' E	75.80 meters	20CM.x 20CM. Conc. Monument	On cultivated land
185	185	N 64°23' E	57.60 meters	20CM.x 20CM. Conc. Monument	On cultivated land
186	186	S 43°04' E	22.41 meters	20CM.x 20CM. Conc. Monument	On cultivated land
187	187	N 57°34' E	24.58 meters	20CM.x 20CM. Conc. Monument	On cultivated land
188	188	S 53°42' E	58.57 meters	20CM.x 20CM. Conc. Monument	On cultivated land
189	189	S 79°31' E	13.17 meters	20CM.x 20CM. Conc. Monument	On cultivated land
190	190	N 62°55' E	36.16 meters	20CM.x 20CM. Conc. Monument	On cultivated land
191	191	S 88°44' E	117.56 meters	20CM.x 20CM. Conc. Monument	On cultivated land
192	192	N 67°40' E	23.06 meters	20CM.x 20CM. Conc. Monument	On cultivated land
	193				

193	193	S 34°44' E	27.89 meters	20CM.x 20CM. Conc. Monument	On cultivated land
194	194	S 48°29' E	34.71 meters	20CM.x 20CM. Conc. Monument	On cultivated land
195	195	N 05°35' E	37.85 meters	20CM.x 20CM. Conc. Monument	On cultivated land
196	196	N 03°17' E	203.55 meters	20CM.x 20CM. Conc. Monument	On cultivated land
197	197	N 02°38' E	196.27 meters	20CM.x 20CM. Conc. Monument	On cultivated land
198	198	S 88°10' E	247.93 meters	20CM.x 20CM. Conc. Monument	On cultivated land
199	199	N 03°09' E	203.35 meters	20CM.x 20CM. Conc. Monument	On cultivated land
200	200	S 89°45' E	116.19 meters	20CM.x 20CM. Conc. Monument	On cultivated land
201	201	N 56°33' E	342.40 meters	20CM.x 20CM. Conc. Monument	On cultivated land
202	202	N 17°37' W	472.61 meters	20CM.x 20CM. Conc. Monument	On cultivated land
203	203	N 46°29' E	325.93 meters	20CM.x 20CM. Conc. Monument	On cultivated land

204	204 204	N 37°54' E	359.20 meters	20CM.x 20CM. Conc. Monument	On cultivated land
205	205 205	N 59°08' E	507.88 meters	20CM.x 20CM. Conc. Monument	On cultivated land
206	206 206	N 56°13' E	594.01 meters	20CM.x 20CM. Conc. Monument	On cultivated land
207	207 207	N 71°34' E	920.68 meters	20CM.x 20CM. Conc. Monument	Bank of Marber river
208	208 208	N 74°38' E	1095.08 meters	20CM.x 20CM. Conc. Monument	On slope of ridge
209	209 209	N 86°40' E	480.75 meters	20CM.x 20CM. Conc. Monument	On slope of ridge
210	210 210	N 34°45' E	485.23 meters	20CM.x 20CM. Conc. Monument	On slope of ridge
211	211 211	N 12°39' E	511.75 meters	20CM.x 20CM. Conc. Monument	On slope of ridge
212	212 212	N 81°02' E	749.38 meters	20CM.x 20CM. Conc. Monument	On slope of ridge
213	213 213	S 77°43' E	695.02 meters	20CM.x 20CM. Conc. Monument	On slope of ridge
	214				

214	214	N 55°19' E	515.09 meters	20CM.x 20CM. Conc. Monument	On slope of ridge
215	215	S 53°51' E	502.87 meters	20CM.x 20CM. Conc. Monument	On slope of ridge
216	216	S 52°03' E	694.79 meters	20CM.x 20CM. Conc. Monument	On slope of ridge
217	217	S 89°45' E	507.80 meters	20CM.x 20CM. Conc. Monument	On slope of ridge
218	218	S 44°09' E	538.63 meters	20CM.x 20CM. Conc. Monument	On slope of ridge
219	219	S 75°49' E	746.71 meters	20CM.x 20CM. Conc. Monument	On slope of ridge
220	220	N 61°12' E	514.57 meters	20CM.x 20CM. Conc. Monument	On slope of ridge
221	221	N 68°17' E	511.94 meters	20CM.x 20CM. Conc. Monument	On slope of ridge
222	222	N 14°33' E	475.54 meters	20CM.x 20CM. Conc. Monument	Slope of ridge North of Kabacan River
223	223	N 34°18' E	548.94 meters	20CM.x 20CM. Conc. Monument	On slope of ridge
224	224	N 64°52' E	484.01 meters	20CM.x 20CM. Conc. Monument	On slope of ridge

225	225	S 23° 16'W	1803.49 meters	20CM.x 20CM. Conc. Monument	Identical to cor. 134, MANP
226	226	S 83° 22'W	1398.22 meters	20CM.x 20CM. Conc. Monument	Identical to cor. 133, MANP
227	227	N 67° 46'W	2259.01 meters	20CM.x 20CM. Conc. Monument	Identical to cor. 132, MANP
228	228	S 71° 09'W	3615.81 meters	20CM.x 20CM. Conc. Monument	Identical to cor. 131, MANP
229	229	S 51° 09' E	1734.11 meters	20CM.x 20CM. Conc. Monument	Identical to cor. 130, MANP
230	230	S 9° 47' W	588.56 meters	20CM.x 20CM. Conc. Monument	Identical to cor. 129, MANP
231	231	S 61° 23' E	751.84 meters	A point	Identical to cor. 128 Geothermal Res.
232	232	N 14° 02'W	371.07 meters	A point	Identical to cor. 127 Geothermal Res.
233	233	S 46° 58' E	615.63 meters	Stake	Identical to cor. 126, MANP
234	234	S 29° 51'W	92.42 meters	Stake	Identical to cor. 125, MANP
235	235	S 52° 12'W	620.00 meters	Stake	Identical to cor. 124, MANP
	236				

236	236	S 37° 48'W	820.00 meters	Stake	Identical to cor. 01, Geothermal Reservation
237	237	S 89° 00'W	1633.62 meters	Stake	Identical to cor. 120, MANP
238	238	S 59° 45'W	558.02 meters	Stake	Identical to cor. 119, MANP
239	239	S 5° 58'W	788.39 meters	Stake	Identical to cor. 118, MANP
240	240	S 41° 59'W	598.15 meters	Stake	Identical to cor. 117, MANP
241	241	S 78° 35'W	281.30 meters	Stake	Identical to cor. 116, MANP
242	242	S 64° 57'W	510.64 meters	Stake	Identical to cor. 115, MANP
243	243	S 38° 07'W	293.20 meters	Stake	Identical to cor. 114, MANP
244	244	S 69° 21'W	487.24 meters	Stake	Identical to cor. 113, MANP
245	245	N 86° 13'W	971.65 meters	Stake	Identical to cor. 112, MANP
246	246	S 01° 27'E	417.96 meters	Stake	Identical to cor. 111, MANP
247	247	S 37° 47'E	506.92 meters	Stake	Identical to cor. 110, MANP
248	248	S 16° 02' W	1893.96 meters	Stake	Identical to cor. 109, MANP

249	249	S 6° 24' W	1348.10 meters	Stake	Identical to cor. 108, MANP
250	250	S 12° 56'E	2053.92 meters	Stake	Identical to cor. 107, MANP
251	251	S 05°06'E	2161.48 meters	Stake	Identical to cor. 106, MANP
252	252	S 50° 00'E	1791.19 meters	Stake	Identical to cor. 105, MANP
253	253	S 82° 47' E	672.03 meters	Stake	Identical to cor. 104, MANP
254	254	S 76° 48'E	320.53 meters	Stake	Identical to cor. 103, MANP
255	255	S 46° 52'E	542.18 meters	Stake	Identical to cor. 102, MANP
256	256	S 01° 19'E	1032.99 meter	Stake	Identical to cor. 101, MANP
257	257	S 20° 46'E	3193.79 meters	Stake	Identical to cor. 100, MANP
258	258	S 46° 16' W	2359.62 meters	Stake	Identical to cor. 99, MANP
259	259	S 53° 47'E	3390.96 meters	Stake	Identical to cor. 98, MANP
260	260	S 0° 09'E	487.82 meters	Stake	Identical to cor. 97, MANP
261	261	S 57° 56'E	564.60 meters	Stake	Identical to cor. 96, MANP
262	262	S 27° 59'E	1076.23 meters	Stake	Identical to cor. 95, MANP
	263				

263	263	N 88° 37'E	352.11 meters	Stake	Identical to cor. 94, MANP
264	264	S 78°21'E	767.59 meters	Stake	Identical to cor. 93, MANP
265	265	N 82° 42'E	1921.99 meters	Stake	Identical to cor. 92, MANP
266	266	S 84° 54'E	1918.83 meters	Stake	Identical to cor. 91, MANP
267	267	N 26° 19'E	867.72 meters	Stake	Identical to cor. 90, MANP
268	268	N 52° 09'E	502.97 meters	Stake	Identical to cor. 89, MANP
269	269	S 89° 34'E	798.06 meters	Stake	Identical to cor. 88, MANP
270	270	N 61° 39'E	428.68 meters	Stake	Identical to cor. 87, MANP
271	271	S 86° 49'E	903.14 meters	Stake	Identical to cor. 86, MANP
272	272	S 43° 58'E	528.01 meters	Stake	Identical to cor. 85, MANP
273	273	S 42° 21'E	890.68 meters	Stake	Identical to cor. 84, MANP
274	274	S 63° 53'E	1223.94 meters	Stake	Identical to cor. 83, MANP
275	275	S 24° 39'E	672.95 meters	Stake	Identical to cor. 82, MANP
276	276	S 36° 01'E	1216.78 meters	Stake	Identical to cor. 81, MANP
277	277	S 49° 54'E	1109.34 meters	Stake	Identical to cor. 80, MANP

A portion of land immediately adjacent to PNOG Reservation Area outside the protected area and within the boundary of buffer zone parcel two (2) as described in this section shall be allocated as an energy support zone for the sustenance of the existing geothermal installation to ensure the power security in the region. The boundary limits of the energy support zone shall be subject to ground delineation by the PAMB and said energy support zone shall be made part of the land use zoning of the park and its buffer

zones: Provided, That other land uses compatible with geothermal energy shall be allowed within the energy support zone: Provided, further, That permits for geothermal activities within the energy support zone shall be secured pursuant to relevant forestry and environmental regulations: Provided, however, That geothermal exploration within the energy support zone for the purpose of increasing the power capacity of the existing project shall only be allowed through a law passed by Congress: Provided, finally , That areas within the energy support zone which shall not be used directly for the development and utilization of geothermal energy shall remain under the control and jurisdiction of the PAMB.

CHAPTER II PROTECTED AREA MANAGEMENT

SEC. 6. Management Plan. Within one (1) year from the effectivity of this Act and in accordance with the General Management Planning Strategy as provided in the NIPAS Act, there shall be a Management Plan to be prepared by the Office of the Protected Area Superintendent (PASu) in coordination with the local communities, indigenous cultural communities/indigenous peoples, local government units (LGUs), appropriate offices of the DENR, non-government and people's organizations, existing operators in the park and experts with socio-economic, anthropological and ecological experience in the area. It shall contain, among others, the following:

- (a) Period of applicability of the plan preferably at least fifteen (15) years;
- (b) Key management issues;
- (c) Goals and objectives of management in support of Section 2 hereof;
- (d) Site management strategy;
- (e) Major management activities such as, but not limited to, enforcement of laws, biodiversity conservation, habitat and wildlife management, sustainable use management, infrastructure development and maintenance, and fire and pest control;
- (f) Establishment and delineation of zones and the regulated and/or prohibited activities therein, such as, but not limited to, multi-purpose use zones, buffer zones, recreational zones, strict protection zones and other special zones which can provide effective management of the protected area and promote sustainable development of all legitimate stakeholders. To avoid relocation, primary consideration shall be accorded to the traditional zones used which have been proven sustainable and in consonance with the biodiversity and protection of the natural characteristics of the protected area; and
- (g) Visitor management programs.

The Management Plan shall be consistent with the nature of Mt. Apo as a protected area under the category of a natural park. It shall be reviewed and approved by the PAMB and certified to by the Secretary that it conforms to all laws and regulations issued by the DENR. The Management Plan shall not be revised nor modified except by prior consultation with the PAMB and in accordance with the procedure herein set forth. If any part or section of the Management Plan is inconsistent with existing laws, the Secretary shall certify to the other provisions of the plan that are consistent with the laws. Unless the Secretary accepts or adopts such inconsistent provisions, he/she shall notify the PAMB of the provisions that need modification or revision.

Two (2) years before the expiration of the initial Management Plan, there shall be a subsequent plan to be prepared and submitted by the Office of the Protected Area Superintendent in the same manner as the procedure and principles herein set forth and in accordance with the General Management Planning Strategy as provided in the NIPAS Act. In the same period, the Office of the Protected Area Superintendent shall cause the publication of notices for comments and suggestions on the proposed plan in a newspaper of local circulation and the actual posting of such notices in conspicuous places within the local government units in the Mt. Apo Natural Park. The proposed new Management Plan shall be made available for public perusal in all agencies, offices, and organizations duly represented in the PAMB.

In the event that no subsequent plan is adopted upon the expiration of the initial management plan, the latter shall remain in force subject to interim modifications that may be adopted by the PAMB.

SEC. 7. The Protected Area Management Board. There shall be a Protected Area Management Board (PAMB) which shall serve as the highest policy-making body of the Mt. Apo Natural Park. It shall be composed of the following:

- a) The Regional Executive Director (RED) of DENR Regions XI who shall sit as PAMB Chairman as provided for under Section 11 (d) of the NIPAS Act;
- b) The RED of DENR Region XII or his/her duly designated permanent representative;
- c) The provincial governors of North Cotabato and Davao del Sur or their authorized permanent representatives;
- d) The Planning and Development Officers of Davao City and the provinces of Cotabato and Davao del Sur or their respective authorized permanent representative;
- e) The municipal/city mayors of Magpet, Makilala, Kidapawan, Bansalan, Sta. Cruz, Digos and Davao City or their respective authorized permanent representative;
- f) All Barangay Captains within the Mt. Apo Natural Park;
- g) Three (3) representatives from the indigenous cultural communities, composed of one (1) representative from each of the three (3) sub-tribes (Jangan, Ubo and Tagabawa) in Mt. Apo subject to increases upon determination of the existence of other sub-tribes based on an ethnographic study to be conducted by an independent institution or academe and validated by the National Commission for Indigenous Peoples (NCIP);
- h) A maximum of eight (8) representatives from people's organizations (POs) and non-government organizations (NGOs);
- i) Representatives from national government agencies operating within the protected area which can potentially contribute to protected area management; and
- j) Other stakeholders who can potentially assist and contribute in the protection, preservation, and conservation of the Mt. Apo Natural Park.

In the selection of representatives from people's and non-government organizations, the following criteria shall be primarily considered:

- a) active involvement in the ecological conservation, preservation, rehabilitation and protection of the protected area;
- b) great potential in community organizing and other development works;
- c) favorable track record in community work; and
- d) duly accredited by the local government unit concerned and the DENR.

SEC.8. Term of Office of the PAMB Members. Every member of the PAMB shall serve for a term of five (5) years: Provided, That he/she remains a member or employee of the sector or office he/she is representing. If a vacancy occurs, a new member shall be chosen in accordance with the original selection process, however, only the remaining term shall be served.

SEC. 9. Powers and Functions of the PAMB. The PAMB of Mt. Apo Natural Park, being the highest policy-making body, shall have the following powers and functions:

- (a) Decide and approve matters relating to proposals, work and action plans, guidelines and policies and other activities for the management of the protected area;
- (b) Review, approve and adopt the management plans and development programs and their respective implementing rules and regulations;
- (c) Recommend and approve the establishment and delineation of zones;
- (d) Establish supplemental criteria and guidelines for park fees for activities regulated by this Act or the Management Plan subject to DENR's approval pursuant to Section 10(f) of the NIPAS Act;
- (e) Ensure the effective implementation of development activities within the protected area;
- (f) Adopt rules and procedures in the conduct of business, roles, and responsibilities, and discipline of its board members, including the creation of standing committees;
- (g) Evaluate the performance and activities of the Office of the Protected Area Superintendent;

- (h) Accept donations, approve proposals for funding and budget allocation and exercise accountability over all funds that may accrue;
- (i) Evaluate and recommend compliance to all existing requirements set by the DENR particularly in the issuance of the Environmental Compliance Certificate;
- (j) Recognize the rights and privileges of indigenous communities under the provisions of this Act and other applicable laws;
- (k) Request assistance from any government agency, office, board, private or public person to achieve the objectives of this Act.
- (l) Monitor and evaluate the performance of protected area personnel, NGOs, and the communities in biodiversity conservation and socio-cultural and economic development and report its assessment to the DENR; and
- (m) Participate in the selection and designation process of the DENR in the appointment of the Protected Area Superintendent;

The DENR, through the Regional Executive Directors, shall ensure that the PAMB acts within the scope of its powers and functions. In case of conflict between Administrative Orders issued by the DENR pursuant to the NIPAS Act and other laws and resolutions issued by the PAMB, the DENR Secretary shall decide whether to apply the rule or withdraw its application.

SEC 10. The Executive Committee of the Protected Area Management Board. There shall be an Executive Committee within the PAMB to which the latter may delegate some of its powers and functions. It shall be composed of the following:

- a) The Regional Executive Director (RED) of DENR Region XI who shall sit as Chairman;
- b) The RED of DENR Region XII or his/her duly designated permanent representative;
- c) The Planning and Development Officers of Cotabato, Davao Del Sur and Davao City or their authorized permanent representative as designated by the provincial governor/city mayor;
- d) The municipal/city mayors of Magpet, Makilala, Kidapawan, Bansalan, Sta. Cruz, Digos and Davao City or their authorized permanent representative;
- e) One (1) barangay captain from each of the municipalities of Magpet, Makilala, Bansalan, Sta. Cruz, and cities of Kidapawan, Digos, and Davao, selected from among themselves;
- f) Three (3) representatives of the indigenous cultural communities representing Davao City, North Cotabato and Davao del Sur;
- g) Three (3) representatives of peoples' organizations (POs) representing Davao City, North Cotabato and Davao del Sur;
- h) Three (3) representatives of non-government organizations (NGOs) representing Davao City, North Cotabato and Davao del Sur; and
- i) One (1) representative each from the national from government agencies and relevant stakeholders described in Section 7(i) hereof.

SEC. 11. The Protected Area Superintendent Office. There shall be a Protected Area Superintendent Office for Mt. Apo Natural Park within the DENR headed by the Protected Area Superintendent who shall serve as the chief operating officer of the protected area. The Protected Area Superintendent Office shall have the following powers and functions:

A. Administrative

- (1) Serve as chief administrative officer of the protected area for the purpose of implementing the Management Plan as detailed in the annual work program;
- (2) Establish a productive partnership with the local community, including groups, in the planning, protection, and management of the protected area;
- (3) Ensure the performance and good morale of his staff;
- (4) Ensure the proper utilization of annual budget allocations and the proper disposition of fees and other funds generated within the protected area;
- (5) Develop and implement a park information, education and visitor program;
- (6) Develop and implement a natural history documentation program and to oversee research that may be conducted within the area;

- (7) Integrate the roles of NGO and DENR staff in the operation of the area; and
- (8) Document the processes involved in the establishment and management of the protected area, with particular reference to the development of relationships with cultural communities, tenured migrants, buffer zone residents and others in establishing effective protection of the area.

B. Regulative

- (1) To act as peace officer for the purpose of maintaining peace and order within the protected area. As peace officer, he shall exercise police supervision therein and may arrest any person found in any place within protected areas who is committing, has committed, or is about to commit an offense which is prohibited in this Act;
- (2) Enforce rules and regulations established to protect the area and preserve the area from trespass, damage, injury and illegal occupancy;
- (3) Require, when necessary, any person entering or passing through or any part of the protected area under his jurisdiction, to give the following information: name, address, the proposed duration of stay inside the protected area and the portion which he intends to visit or has visited and such other information of similar nature as may be referred to him;
- (4) Summarily remove or eject from the area persons who have rendered themselves obnoxious by disorderly conduct or bad behavior or who have violated any of the regulations on the protected area;
- (5) Require persons cutting and/or gathering forest products or hunting or fishing within the protected area to produce, upon demand, authority or permit to do so;
- (6) Seize and confiscate timber or other forest products, game birds, animals, and fish, including instruments, tools and conveyances used inside the protected area by unlicensed persons, or if licensed, in violation of protected area laws, rules and regulations, and to report them in accordance with the present rules, regulations and guidelines issued by the Secretary concerning confiscation, seizure and disposition of illegally cut, gathered, transported forest products, and other natural resources and confiscated wildlife; and
- (7) Perform such other powers and duties as may from time to time be prescribed by higher authorities.

The Protected Area Superintendent Office shall be supported by a sufficient number of personnel who shall be performing day-to-day management, protection and administration of the protected area. All DENR employees detailed with the protected area at the time of the effectivity of this Act shall be accorded preference to form part of the Protected Area Superintendent Office.

CHAPTER III

ANCESTRAL DOMAIN AND TENURED MIGRANTS

SEC. 12. Ancestral Lands and Domain. The rights of indigenous cultural communities to their ancestral domains shall be fully recognized subject to Section 56 of the IPRA. Traditional property regimes exercised by indigenous cultural communities in accordance with their customary laws shall govern the relationships of all individuals within their communities with respect to all lands and resources found within ancestral lands.

Indigenous cultural communities may apply for Certificates of Ancestral Domain Title (CADT) as provided in the IPRA. The provisions of this Act shall be construed liberally in favor of the indigenous cultural communities in accordance with the conservation and preservation objectives of the Mt. Apo Natural Park and its resources.

Nothing herein shall be construed to impair or diminish prior or existing rights currently enjoyed by the indigenous cultural communities as provided by existing laws. Permits, licenses or authorities required by this Act or any other statutes concerning the continued use, extraction or exploitation of forest products and/or possession or occupation of land within the protected area shall not be unnecessarily withheld from the indigenous cultural communities by the granting authority.

SEC. 13. Tenured Migrants. Tenured Migrants shall be eligible to become stewards of portions of lands within the designated buffer and multiple-use zones. The PAMB shall identify, verify and, subject to Section 56 of the IPRA, review all tenure instrument, land claims, and issuance of permits for resource use within the protected area and recommend the issuance of the appropriate tenure instrument consistent with the land classification, proper and allowed use of resources found therein, and zoning provided in the management or successor plans. Farmers who have been cultivating land within the

protected area are considered to be occupying such lands and shall be entitled to a tenure instrument limited to cultivation and residence: Provided, That the rights under such can only be transferred to direct descendants.

Nothing herein shall be construed to mean any diminution of accrued rights earned by tenured migrants. If areas occupied by tenured migrants are designated as zones in which no occupation or other activities are allowed, they shall be transferred to multiple use zones or buffer zones to be accomplished through just and humane means.

In the event of termination of a tenure instrument for cause or by voluntary surrender of rights, the Protected Area Superintendent shall take immediate steps to rehabilitate the area in order to return it to its natural state prior to the cultivation or other act by the tenured migrant.

SEC. 14. Existing Rights. All prior and property and private rights within the protected area and its buffer zones and ancestral domains already existing and/or vested upon the effectivity of this Act shall be protected and respected in accordance with existing laws.

CHAPTER V PROHIBITED ACTS AND PENALTIES

SEC. 15. Special Prosecutor. Within thirty (30) days from the effectivity of the this Act, the Department of Justice (DOJ) shall appoint a Special Prosecutor to whom all cases of violation of laws, rules and regulations in the protected area shall be assigned. Such special prosecutor shall coordinate with the PAMB and the Protected Area Superintendent in the performance of his/her duties and assist in the training of wardens and rangers in arrest and criminal procedure. The PAMB shall periodically submit an evaluation of the performance of the designated special prosecutor to the Department of Justice.

SEC. 16. Prohibited Acts and Penalties.

(A) The penalties and qualifications prescribed in Articles 309, on Theft, and 310, on Qualified Theft, of the Revised Penal Code depending on the value of the resources involved in connection with the prohibited act shall be imposed upon any person who:

(1) Hunts, takes, destroys, disturbs or possesses any timber, forest product, natural growing or wild terrestrial or aquatic plants, animals, flora or fauna or products derived therefrom, or any form of extraction or use of resources within particularly identified regulated or prohibited areas or zones in the protected area including private lands, without the necessary protected area permit, authorization or exemption, as issued or promulgated by the PAMB;

(2) Cuts, gathers, removes or collects timber or any forest products within particularly identified prohibited areas or zones in the protected area including private lands, without the necessary protected area permit, authorization or exemption, as issued or promulgated by the PAMB;

(3) Cut, destroys any tree or shrubs or other erosion-preventing plants, or builds or introduces any structure that would cause erosion in riparian areas mentioned in Section 16 of Presidential Decree No. 705, as amended, or the Revised Forestry Reform Code of the Philippines;

(4) Possesses outside the protected area any timber, forest products, wild terrestrial or aquatic plants, animals, flora or fauna so prohibited by the PAMB or products derived therefrom which is ascertained to have been taken from the protected area. It shall be presumed to have been taken from the protected area if the subject plant, animals, flora or fauna is found in possession or control of persons who traveled to the protected area within seventy-two (72) hours before the time of their arrest; and

(5) Hunts, collects, removes, or destroys endangered or protected species, except when collection or removal is for scientific research and is so exempted from this prohibition by the PAMB.

(B) A fine ranging from One hundred thousand pesos (P100,000.00) to Five hundred thousand pesos (P500,000.00), or imprisonment ranging from five (5) years to ten (10) years, or both, at the discretion of the court, and the restoration and rehabilitation of the damage or, when appropriate, the ejectment therefrom, shall be imposed upon any person who:

(1) Occupies, settles, or possesses any portion of the protected area, introduces improvements, agricultural or otherwise, or performs kaingin therein not sanctioned by law or without the proper permit and authority as required by the PAMB;

- (2) Sells, buys, or offers to sell or buy any real property or rights within particularly identified regulated areas or zones in the protected area;
- (3) Occupies or possesses any portion of lands within the protected area by using force, intimidation, threat, deceit or by taking advantage of the absence or tolerance of the rightful possessor, occupant, or claimant;
- (4) Uses explosives, noxious substances, or electricity for fishing within the protected area. The possession of explosives, noxious or poisonous substances, electro-fishing devices and paraphernalia, or fish caught through explosives, noxious or poisonous substances or electricity within and nearby fishing areas or fishing boats shall constitute prima facie evidence that the possessor thereof committed the act herein prohibited;
- (5) Destroys, damages, mutilates, defaces, or commits any act of vandalism on any object of natural beauty, object of anthropological or cultural importance, or non-renewable resource within the protected area;
- (6) Throws, discharges, or dumps within the protected zone any substance that is deleterious or potentially deleterious to the ecosystem or of the plants, animals or inhabitants in the protected and buffer areas, or committing same activities within the buffer zone without appropriate permit or authority;
- (7) Alters, removes, destroys or defaces any boundary markers, monuments, or interpretative signs relating to the protected area;
- (8) Causes damage to road, trails and pathways;
- (9) Engages in any degree or form location/exploration, quarrying or extraction of mineral; and
- (10) Obstructs or hinders the enforcement of this Act, its related laws, rules, and regulations.

(C) A fine ranging from Five thousand pesos (P5,000.00) to One hundred thousand pesos (P100,000.00), or imprisonment ranging from one (1) year to six (6) years, or both, at the discretion of the court, shall be imposed upon any person who:

- (1) Violates any rules and regulations promulgated by the Protected Area Management Board or its duly authorized delegate or any agreement or commitment reached before the Protected Area Management Board;
- (2) Deals any product illegally derived from the protected area, such as, but not limited to, selling, buying, offering to sell or buy any timber, forest product, natural growing or wild terrestrial or aquatic plants, animals, flora or fauna or products derived therefrom or any resource from within particularly identified regulated or prohibited areas or zones in the protected area without the necessary permit, authorization or exemption for the utilization, and/or extraction thereof as provided by this Act and other existing laws, rules and regulations;
- (3) Uses any equipment which facilitates extraction of resources, regardless of such intention or purpose within the protected area without the necessary protected area permit or authorization;
- (4) Leaves debris, refuse, or garbage in exposed or unsanitary condition anywhere within the protected area;
- (5) Enters any portion of the protected area for purposes of mountain climbing, camping, spelunking, study, research or recreational visit without the necessary permit or authorization.

Administrative procedures for the investigation and validation of the violation shall be prepared by the PAMB in coordination with the appropriate bureaus of the DENR.

If the act is committed by a corporation, organization, partnership or association, the penalty shall be imposed on the chief executive officer and/or board of trustees of the corporation, organization or managing partner of the partnership or association. Valuation of the damage shall take into account biodiversity and conservation considerations as well as aesthetic and scenic value. Valuation by the DENR or the concerned government agency shall be presumed correct unless proven otherwise. Any person who shall induce or conspire with another person or other persons to commit any of the acts prohibited in this Act or suffer their workers to commit any of the same shall be liable in the same manner as the one actually performing the act.

SEC. 17. Administrative Confiscation and Fine. Administrative proceedings for violation of the foregoing prohibited acts shall proceed independently and without prejudice to judicial action. The PAMB through the Protected Area Superintendent is hereby empowered to impose an administrative fine ranging from Five thousand pesos (P5,000.00) to One hundred fifty thousand pesos (P150,000.00) and/or the

cancellation of permit or license issued. Decisions of the Protected Area Superintendent may be appealed within thirty (30) days from receipt of the decision to the PAMB Executive Committee. The decision of the PAMB Executive Committee is appealable to the DENR Secretary within a period of sixty (60) days from the receipt of the decision.

All conveyances, vessels, equipment, paraphernalia, implements, gear, tools and similar devices shall be subject to immediate administrative confiscation by the Protected Area Superintendent Office upon apprehension without prejudice to criminal action. Once the proper criminal action is filed in the regular courts, the said conveyances, vessels, equipment, paraphernalia, implements, gear, tools and similar devices shall be in custodia legis but shall continue to be subject to administrative confiscation and may only be released by the trial court to the owner pending trial upon consultation with the Protected Area Superintendent and with proper consideration of the pending administrative proceedings and the potential forfeiture of the said objects.

Administrative fines collected and the proceeds of the sale of all objects administratively or judicially confiscated or forfeited pursuant hereto shall accrue to the Integrated Protected Area Fund. The procedure for the sale thereof shall be promulgated by the PAMB.

SEC. 18. Special Counsel. The Protected Area Management Board may retain the services of a competent lawyer to prosecute or assist in the prosecution of cases of defend the members of the PAMB, the Protected Area Superintendent and staff or any person assisting in the protection, conservation, and sustainable development of the protected area against any legal action related to their powers, functions and responsibilities as provided in this Act or as delegated or tasked by the PAMB.

CHAPTER V MOUNT APO PROTECTED AREA FUNDS

SEC. 19. Mount Apo Protected Area Funds. There is hereby established a trust fund to be known as the Mt. Apo Protected Area Fund for purposes of financing projects of the system. All income generated from the operation of the system or management of wild flora and fauna in the protected area shall accrue to the Fund. These income shall be derived from visitors/tourist fee, fees from permitted sale and export of flora and fauna and other resources from the protected area, proceeds from registration and lease of multiple-use areas including tourism concessions, contributions from industries and facilities directly benefiting from the protected area; and such other fees, fines and other income derived from the operation of the protected area.

The Fund may be augmented by grants, donations, endowment from various sources, domestic or foreign for purposes related to their functions: Provided, That the Fund shall be deposited as a special account in the national treasury and disbursement therefrom shall be made solely for the protection, maintenance, administration, and management of the system, and duly approved projects endorsed by the PAMB in accordance with existing accounting and budgeting rules and regulations.

CHAPTER VI EXISTING FACILITIES, UTILIZATION OF NON-RENEWABLE RESOURCES, ENVIRONMENTAL IMPACT ASSESSMENT, AND PARTNERSHIP AMONG GOVERNMENT, NON-GOVERNMENT AND PEOPLES' ORGANIZATIONS

SEC. 20. Existing Facilities within the Protected Area. Existing facilities within the protected area shall be inventoried and assessed by the PAMB in accordance with the objectives of this Act. Within thirty (30) days from the effectivity of this Act, unless extended by the PAMB, all commercial facilities existing within the boundaries of the protected area with a total capitalization exceeding One hundred thousand pesos (P100,000.00) shall submit to the PAMB through the Protected Area Superintendent the following information:

- (a) Environmental Impact Assessment and/or Environmental Management Plan;
- (b) Environmental Compliance Certificate, if any; and
- (c) Developmental Plan, if any.

Failure to submit the required information shall constitute a violation of this Act. Based on its submission, the PAMB, with the assistance of the DENR shall assess such facility and its future plan and operation vis-à-vis the objectives of this Act. The PAMB may prescribe conditions for the operation of the facility to ensure that it does not contradict protected area management objectives. If any of such conditions are violated, a fine of Five thousand pesos (P5,000.00) for every day of violation shall be imposed. If the fine reaches the total amount of Five hundred thousand pesos (P500,000.00), regardless of duration, the PAMB, through the Protected Area Superintendent and deputizing other government entities, shall cause the cessation and demolition of the facility at the cost of its owners.

The removal of existing facilities which provide basic services and amenities to the public shall require the concurrence of the Local Government Unit consistent with the responsibility of the local government to its constituents.

Existing facilities allowed to remain within the protected area may be charged a reasonable fee, subject to DENR approval pursuant to Section 10(f) of the NIPAS Act by the PAMB based on the extent of its impact on the environment and biodiversity.

SEC.21. Utilization of Non-renewable Resources. Any exploration, exploitation or utilization of non-renewable resources within the protected area shall not be allowed.

SEC. 22. Environmental Impact Assessment System. Existing laws, rules and regulations relating to Environmental Impact Assessment shall be applicable to projects and activities intended in the protected area. The issuance of the Environmental Compliance Certificate or its exemption shall be coordinated with the PAMB.

SEC. 23. Partnership Among Government, Non-Government Organizations and Peoples' Organizations. For the purpose of attaining the objectives of this Act, all government agencies, non-government organizations, peoples' organizations and their personnel shall continuously foster and develop a strong and true partnership.

All non-government organizations, peoples organizations and private entities implementing any park conservation, protection and development program must be accredited by the local government units and the DENR.

SEC. 24. Roles of Local Government Units and National Agencies in the Protected Area. Local government units and relevant national agencies shall be represented in the PAMB and shall have the following roles:

- (a) Apprise their respective constituents, office, and sector on activities and programs for the protected area;
- (b) Ensure consistency in the implementation of all activities in the protected area;
- (c) Retain their ordinance-making powers over the protected area and shall consider the Management Plan and the rules and regulations adopted by the PAMB in their legislative agenda relating to biodiversity, conservation, protection and sustainable development;
- (d) In the formulation of their development plan, local government units shall consider the protected area management plan for Mt. Apo Protected Area to be prepared by the PAMB;
- (e) Assist the PAMB in the implementation of the over-all park programs, including but not limited to the imposition, collection and utilization of park fees, enforcement of policies, rules and regulations and other similar park activities;
- (f) Accredite people's organizations, non-government organizations and other entities and groups involved in activities within the protected area; and
- (g) Provide the PAMB with relevant information and data for the effective management of the protected

area.

SEC.25. Public Service Utilities, Projects. All existing and future development projects of public service utilities involving water services, communication facilities, power and energy generation, public security, health and education services and other facilities which will promote public welfare, shall be implemented within areas designated/approved by the PAMB and other appropriate government agencies.

CHAPTER VII APPROPRIATION AND MISCELLANEOUS PROVISIONS

SEC. 26. Appropriation. The Secretary shall immediately include in the Department's program the implementation of this Act, the funding of which shall be included in the annual General Appropriations Act.

SEC. 27. Construction.- The provisions of this Act shall be construed liberally in favor of tenured migrants and indigenous cultural communities and with due consideration of the prior property rights of the stakeholders, to the sustainable development, and the conservation and protection of biodiversity. Republic Act Numbers 7160, 7586, 8371 and 8550 or the Local Government Code, NIPAS Act, IPRA, and Philippine Fisheries Code of 1998, respectively, and other existing forestry laws and their corresponding rules and regulations not inconsistent hereto shall have supplementary effect in the implementation of this Act.

SEC. 28. Implementing Rules and Regulations. Ninety (90) days after the effectivity of this Act, the Department of Environment and Natural Resources (DENR), in consultation with the Senate Committee on Environment and Natural Resources, the House of Representatives Committee on Natural Resources, and the PAMB, shall promulgate the necessary rules and regulations to effectively implement the provisions of this Act.

SEC. 29. Repealing Clause. All other existing laws, rules and regulations inconsistent with this Act are hereby repealed or modified accordingly.

SEC. 30. Separability Clause. If any part or section of this Act is declared unconstitutional, such declaration shall not affect the other parts or sections hereof.

SEC. 31. Effectivity Clause. This Act shall be translated in the Visayan language. It shall be published once in a newspaper of general circulation readily available in the protected area. It shall likewise be posted for three (3) consecutive weeks starting on the day of publication in newspapers in both the English and Visayan languages in a conspicuous place in the provincial, municipal and barangay halls within the area as well as in three (3) other places frequented by the public. This Act shall take effect thirty (30) days from such publication and posting.

Approved,