

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City, Metro Manila

SEVENTEENTH CONGRESS
First Regular Session



COMMITTEE REPORT NO. 321

19 JUL 2017

Submitted by the Committee on Natural Resources on _____

Re: House Bill No. **6012**

Recommending its approval, in substitution of House Bill No. 4799

Sponsors: Representatives Arnel U. Ty and Maximo B. Rodriguez, Jr.

Mr. Speaker:

The Committee on Natural Resources, to which was referred House Bill No. 4799, introduced by Representative Rodriguez, entitled:

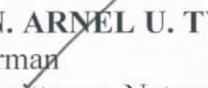
**AN ACT
DECLARING THE CITY OF CAGAYAN DE ORO A MINING FREE ZONE**

has considered the same and recommends that the attached House Bill No. **6012**, entitled:

**AN ACT
DECLARING THE CITY OF CAGAYAN DE ORO A MINING-FREE ZONE**

be approved in substitution of House Bill No. 4799, with Representatives Rodriguez and Ty as authors thereof.

Respectfully submitted,


HON. ARNEL U. TY
Chairman
Committee on Natural Resources

THE HONORABLE SPEAKER
House of Representatives
Quezon City

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

SEVENTEENTH CONGRESS
First Regular Session

HOUSE BILL NO. 6012
(In substitution of HB No. 4799)

Introduced by Representative Maximo B. Rodriguez, Jr. and Arnel U. Ty

AN ACT
DECLARING THE CITY OF CAGAYAN DE ORO A MINING-FREE ZONE

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

1 **SECTION 1.** *Statement of Policy.* – It is the policy of the State to protect and
2 advance the right of the people to a balanced and healthful ecology in accord with the rhythm
3 and harmony of nature. Towards this end, the State shall ensure the protection of the
4 environment in and the residents of Cagayan de Oro City from the adverse effects of mining.

5 **SEC. 2.** *Declaration of Cagayan de Oro City as a Mining-Free Zone.* – Cagayan de
6 Oro City is hereby declared a mining-free zone and all forms of mining operations in the City
7 of Cagayan de Oro are hereby prohibited.

8 As used in this Act, mining shall refer to the extraction of valuable minerals or other
9 geological materials from the earth and shall include such mining activities as exploration,
10 feasibility, development, utilization and processing and large-scale quarry operations
11 involving cement raw materials, marble, granite, sand and gravel construction aggregates:
12 *Provided, however,* That the quarrying of gravel and sand for projects directly undertaken by
13 agencies of the national government or by the city government for basic services such as, but
14 not limited to, roads and bridges, school buildings, water and energy utilities and similar
15 public works, is exempted from the coverage of this Act, subject, however, to the
16 requirements of existing mining and environment laws: *Provided, further,* That the national
17 government may pursue mineral resource development in any part of the city when the
18 national interest so requires such as in the case of strategic raw minerals for industries critical
19 to national development for scientific, cultural and ecological values.

20 **SEC. 3.** *Penal Provisions.* – Any person, employee or employment agency who shall
21 violate the provisions of this Act shall be penalized with imprisonment of at least six (6)
22 years but not more than twelve (12) years and a fine of at least One hundred thousand pesos

1 (P100,000.00) but not more than Five hundred thousand pesos (P500,000.00). If the violator
2 is a corporation or association, the president and the manager/s of said corporation or
3 association, or its agent or representative in the Philippines, in case of a foreign corporation
4 or association, shall be held liable.

5 **SEC. 4. *Implementing Rules and Regulations.*** – Within three (3) months following
6 the effectivity of this Act, the Secretary of the Department of Environment and Natural
7 Resources shall promulgate the necessary rules and regulations for its effective
8 implementation.

9 **SEC. 5. *Separability Clause.*** – If any portion or provision of this Act is declared
10 unconstitutional, the remainder of this Act or any provision not affected thereby shall remain
11 in force and effect.

12 **SEC. 6. *Repealing Clause.*** – All laws, orders, issuances, rules and regulations or parts
13 thereof inconsistent with the provisions of this Act are hereby repealed or modified
14 accordingly.

15 **SEC. 7. *Effectivity Clause.*** – This Act shall take effect fifteen (15) days after its
16 publication in the Official Gazette or in a newspaper of general circulation.

17 Approved,