



HOUSE OF REPRESENTATIVES

H. No. 9576

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BY REPRESENTATIVES VILLAFUERTE, VILLAR, GARIN (S.), SAVELLANO, VILLARICA, SY-ALVARADO, RODRIGUEZ, VARGAS, YAP (E.), ESTRELLA, DE VENECIA, PADUANO, NOEL, BENITEZ, ACOP, BASCUG, BABASA, ECLEO, FLORES, SACDALAN, VILLANUEVA (N.), BARBA, FONGWAN, ZUBIRI, VIOLAGO, AMATONG, JALOSJOS, DEFENSOR (M.), CHATTO, VERGARA, SILVERIO, SANGCOPAN, SUANSING (E.), SINGSON-MEEHAN, OAMINAL, NOGRALES (J.J.), NIETO, TUPAS, ARENAS, DALIPE, LEGARDA, RIVERA, TAMBUNTING, VILLANUEVA (E.), ATIENZA, ESCUDERO, HERNANDEZ, MARCOLETA, REVILLA, AGABAS, QUIMBO, ERMITA-BUHAIN, BAUTISTA-BANDIGAN, CAMPOS, CUA, CUARESMA, DAZA, FARIÑAS I (R.C.), FRASCO, GASATAYA, GO (E.C.), GONZAGA, GONZALEZ, HARESCO, LIMKAICHONG, MOMO, NUÑEZ-MALANYAON, SAGARBARRIA, SUAREZ (D.), ALBANO, BORDADO, CABREDO, CARI, DAGOOC, DALOG, DIMAPORO (A.), DIMAPORO (M.K.), DY (F.), DY (F.M.C.), FORTUNO, GUICO, GULLAS, GUYA, HOFER, JIMENEZ, LABADLABAD, NATIVIDAD-NAGAÑO, ORTEGA, TAN (A.S.), TIANGCO, TY (D.), VARGAS ALFONSO, ERIGUEL, GAITE, GO (M.), LACSON, ROBES, SALCEDA, ENVERGA AND OLIVAREZ, PER COMMITTEE REPORT No. 1046

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**AN ACT**  
**PROMOTING THE DEVELOPMENT OF THE BAMBOO INDUSTRY BY**  
**STRENGTHENING THE PHILIPPINE BAMBOO INDUSTRY**  
**DEVELOPMENT COUNCIL, CREATING THE BAMBOO INDUSTRY**  
**RESEARCH AND DEVELOPMENT CENTER, PROVIDING INCENTIVES**  
**FOR BAMBOO PLANTATION DEVELOPMENT, AND APPROPRIATING**  
**FUNDS THEREFOR**

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

1           **SECTION 1. *Short Title.*** – This Act shall be known as the “Philippine Bamboo Industry  
2 Development Act.”  
3

4           **SEC. 2. *Declaration of Policy.*** – It is the policy of the State to promote and support  
5 industries that generate employment especially in the rural areas, reduce poverty, foster a  
6 sustainable environment, and mitigate the impacts of climate change.  
7

8           It shall also be the policy of the State to foster a self-reliant and independent economy that  
9 supports indigenous, scientific and technological capabilities, and skills. To this end, the State  
10 shall recognize the strategic importance of the bamboo as a sturdy, versatile, and replenishable  
11 material that can be a sustainable source of livelihood and catalyst for agricultural productivity.  
12

13           The State shall likewise ensure the integrated and continuous development of the  
14 Philippine bamboo industry through policies and programs that encourage the planting of bamboo,  
15 accelerate the development of bamboo-based products and designs, and promote Philippine  
16 bamboo products in international markets. It shall establish a program for a sustainable utilization,  
17 propagation and promotion of bamboo as furniture, food, construction and design material, and  
18 other uses.  
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20           **SEC. 3. *The Philippine Bamboo Industry Development Program (PBIDP).***–The PBIDC  
21 shall formulate the Philippine Bamboo Industry Development Program which shall include  
22 programs and projects for the scientific propagation, development and management, processing,  
23 utilization, business development, and commercialization of Philippine bamboo and bamboo  
24 products, through the cooperation of all stakeholders of the industry that include producers of raw  
25 materials, processors, marketing and promotion service providers, and concerned national  
26 agencies and local government units (LGUs).  
27

28           **SEC. 4. *Objectives of the Philippine Bamboo Industry Development Program.*** – The  
29 PBIDP shall aim to make the Philippine bamboo industry competitive in the local and global  
30 markets and provide opportunities for local employment and the establishment of bamboo-based  
31 community enterprises. The PBIDP shall:  
32

- 33           (a) Ensure that the bamboo industry has sufficient quality raw materials through the  
34 establishment and management of bamboo nurseries and plantations;
- 35           (b) Ensure that the bamboo industry continuously receives from the research and  
36 development sector relevant technologies and new products;
- 37           (c) Ensure that the industry receives pertinent and accurate data from the PBIDC upon  
38 which the industry can make business decisions;
- 39           (d) Promote investment in the bamboo industry by establishing bamboo plantations and  
40 bamboo processing operations, and providing substantial incentives to investors;
- 41           (e) Provide skilled labor and manpower through continuous relevant capacity building;
- 42           (f) Provide continuous training and capacity building in the bamboo industry  
43 development;
- 44           (g) Ensure provision of locally manufactured machines of improved capacity and quality  
45 at competitive costs;
- 46           (h) Ensure markets of bamboo products locally and globally; and
- 47           (i) Ensure sustainable resources for implementing the bamboo industry development  
48 program.  
49

50           **SEC. 5. *Role of the Philippine Bamboo Industry Development Council (PBIDC).*** – The  
51 Philippine Bamboo Industry Development Council (PBIDC), created under Executive Order No.  
52 879, series of 2010, hereinafter referred to as the Council shall provide the overall policy and

1 program directions of various agencies and instrumentalities to ensure the implementation of the  
2 Philippine Bamboo Industry Development Program (PBIDP).

3  
4 The Council shall be administratively attached to the Department of Trade and Industry  
5 (DTI) and shall now be composed of the following:

- 6  
7 a) Secretary of the Department of Trade and Industry (DTI) as Chairperson;  
8 b) Secretary of the Department of Environment and Natural Resources (DENR);  
9 c) Secretary of the Department of Agriculture (DA);  
10 d) Secretary of the Department of Education (DepEd);  
11 e) Secretary of the Department of Science and Technology (DOST);  
12 f) Secretary of the Department of Labor and Employment (DOLE);  
13 g) Executive Director of the Bamboo Industry Research and Development Center;  
14 h) Chairperson of the National Commission of Indigenous Peoples;  
15 i) National President of the League of Municipalities of the Philippines;  
16 j) Executive Director of the Union of Local Authorities of the Philippines;  
17 k) Two (2) Representatives from Non-Government Organizations;  
18 l) One Representative from a reputable private industry association; and  
19 m) One Representative each from the Bamboo Farmers, the Bamboo Manufacturers, and the  
20 Bamboo Processors' Associations.

21  
22 The PBIDC shall promulgate such rules and regulations as may be necessary for the  
23 attainment of the objectives of this Act.

24  
25 **SEC. 6. Bamboo Industry Research and Development Center (BIRDC).** – The Bamboo  
26 Industry Research and Development Center, hereinafter referred to as the Center, is hereby  
27 created to serve as the secretariat of the Council to be headed by an Executive Director. The  
28 Center shall consist of divisions as may be necessary to ensure the effective implementation of  
29 the goals and objectives of the Center, including the following functions: research and  
30 development; trade promotion and education; networking and linkages; internal administration  
31 and finance; and such other divisions as may be necessary.

32  
33 The organizational structure, staffing pattern and compensation schedule of the Center  
34 shall be prepared in accordance with existing laws, rules and regulations. Other member  
35 agencies of the Council shall provide additional administrative and technical staff support to the  
36 Center upon the determination by the Council of the necessity for such augmentation.

37  
38 The Center shall perform the following powers and functions:

- 39 a) Promote and encourage the establishment and management of bamboo nurseries,  
40 plantations and processing facilities that would accelerate the production and  
41 commercialization of bamboo and various bamboo products;  
42 b) Promote the commercialization and market access of appropriate, innovative and  
43 viable bamboo industry development technologies and products;  
44 c) Monitor and evaluate the performance of bamboo industry development programs  
45 and projects;  
46 d) Coordinate and partner with other government agencies in the implementation of  
47 bamboo industry development programs and projects;  
48 e) Coordinate and partner with the private sector, people's organizations and non-  
49 governmental organizations, and the academe in providing assistance on matters  
50 pertaining to bamboo industry development;  
51 f) Accept grants, donations and contributions from local and international donors and  
52 such similar sources of funds for the implementation of the provisions of this Act,  
53 subject to the usual budget, accounting and auditing rules and regulations;

- 1 g) Conduct capability-building initiatives for farmers, processors, designers, and other
- 2 stakeholders in the bamboo industry;
- 3 h) Conduct research and development in partnership with appropriate government
- 4 agencies to advance sustainable bamboo industry development practices;
- 5 i) Supervise the implementation of the plans and programs of the Council;
- 6 j) Manage and administer the projects identified by the Council;
- 7 k) Conduct, in cooperation or partnership with appropriate government agencies, a
- 8 periodic review of the Philippine Bamboo Industry Development Roadmap; and
- 9 l) Submit periodic reports to the Council on the progress and accomplishment of
- 10 programs and projects.

11  
12 **SEC. 7. *The Executive Director of the Center.*** The Executive Director shall be appointed  
13 by the Chairperson of the PBIDC with the approval of the Council. The Executive Director shall  
14 be a citizen and resident of the Philippines and must possess executive and management  
15 experience of at least three (3) years, and considerable knowledge about the bamboo industry.

16  
17 In addition, the Executive Director shall have the following powers and functions:

- 18 a) Oversee the day-to-day operations of the Center;
- 19 b) Provide technical and administrative support to the Council;
- 20 c) Assist the Council in the performance of its tasks; and
- 21 d) Perform such other functions, duties and responsibilities as may be necessary to
- 22 implement this Act.

23  
24 **SEC. 8. *Support to the Program by Local Government Units.*** – Local government units  
25 (LGUs) shall participate in the implementation of the PBIDP. Each LGU shall establish a  
26 Bamboo Industry Development Council and shall endeavor to capacitate agricultural workers  
27 and encourage entrepreneurs to acquire the needed competencies in harvesting and post-  
28 harvesting operations.

29  
30 Provincial governments shall formulate and implement their respective bamboo industry  
31 development programs within two (2) years from the enactment of this law.

32  
33 **SEC. 9. *Incentives for bamboo in plantation development.*** The following incentives shall  
34 be provided to investors in bamboo plantation development:

- 35  
36 a) Exemption from the payment of rent for the use of government lands for commercial
- 37 bamboo plantation for the first five (5) years of operation reckoned from the date of
- 38 the first harvest of the plantation;
- 39 b) Exemption of private plantations from the requirements to secure a cutting permit for
- 40 the harvesting of bamboo and a transport permit for as long as the plantation is
- 41 registered with the Community Environment and Natural Resources Office (CENRO)
- 42 of the DENR: *Provided*, that the plantation owner shall inform the CENRO about the
- 43 date of harvest, and the estimated volume that of the harvest. Inventory of the
- 44 plantation prior to harvest shall not be required. All CENROs shall approve and enter
- 45 into a registry, the names of private bamboo plantation investors;
- 46 c) Exemption from the payment of forest charges and other fees for taxes that local
- 47 government units may impose;
- 48 d) No inspection of harvested bamboo at check points;
- 49 e) Access to development loans from public financial institutions for plantation
- 50 developers;
- 51 f) Insurance coverage of plantations and plantation development equipment by the
- 52 Philippine Crop Insurance Corporation (PCIC);

- 1 g) Tax free importation of plantation development equipment, including tree nursery  
2 facilities, pursuant to Republic Act No. 10863, otherwise known as the Customs  
3 Modernization and Tariff Act (CMTA);
- 4 h) Expenses incurred for plantation operations shall be allowed as deductible expenses for  
5 income tax purposes, subject to the provisions of the National Internal Revenue Code  
6 of 1997, as amended: *Provided*, that the deduction shall only apply to the Taxable  
7 Period when the expenses were incurred;
- 8 i) Expenses incurred in the development and operation of a bamboo plantation prior to  
9 the commercial harvest shall be regarded as ordinary and necessary expenses or as  
10 capital expenditure;
- 11 j) Prioritized access for plantation developers to credit assistance from government-  
12 owned, controlled and/or supported financial institutions;
- 13 k) Acceptance of plantation as collateral for loans in government owned or controlled  
14 banks;
- 15 l) For tenured developer, entitlement to fair compensation upon the premature  
16 termination of the agreement at no fault of the holder: *Provided* , that all depreciable  
17 permanent and semi-permanent improvements such as roads, buildings, and nurseries  
18 including the planted and standing trees and other forest crops introduced and retained  
19 in the area, shall be properly evaluated: *Provided further*, that the amount of  
20 compensation shall be mutually agreed upon by both the Department and the tenure-  
21 holder: *Provided finally*, that in case of disagreement between them, the matter shall  
22 be submitted to arbitration by a mutually acceptable and impartial third party  
23 adjudicator;
- 24 m) Exportation of bamboo culms from plantation without restrictions in volume;
- 25 n) Tax free importation of processing equipment by processors engaged in bamboo  
26 industry, pursuant to Republic Act No. 10863, otherwise known as the Customs  
27 Modernization and Tariff Act (CMTA); and
- 28 o) Inclusion in the annual investment program of the National Economic Development  
29 Authority of industrial bamboo plantations in forest lands and priority access to funds  
30 from external and internal sources.

31  
32 **SEC. 10. Appropriations.** – The funds necessary to carry out the initial implementation of  
33 this Act shall be charged against the current year’s budget of the DTI. Thereafter, such sums as  
34 may be necessary for the continued implementation of this Act shall be included in the annual  
35 General Appropriations Act.

36  
37 **SEC. 11. Implementing Rules and Regulations.** – Within sixty (60) days after the  
38 effectivity of this Act, the DTI-PBIDC shall, in coordination with the DENR, and DOST  
39 promulgate the rules and regulations to implement this Act.

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41 **SEC. 12. Separability Clause.** – If any provision of this Act or part hereof is declared  
42 invalid or unconstitutional, the other provisions not affected by such declaration shall remain in  
43 full force and effect.

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45 **SEC. 13. Repealing Clause.** – All laws, executive and administrative orders, rules and  
46 regulations inconsistent with this Act are hereby repealed or amended accordingly.

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48 **SEC. 14. Effectivity.** – This Act shall take effect fifteen (15) days after its publication in  
49 the *Official Gazette* or in a newspaper of general circulation.

Approved,