

# [ PRESIDENTIAL DECREE NO. 511, July 19, 1974 ]

## **AMENDING FURTHER PRESIDENTIAL DECREE NO. 412 PROVIDING FOR THE DISPOSITION, DEVELOPMENT AND UTILIZATION OF GUANO DEPOSITS FOR FERTILIZER PURPOSES.**

**WHEREAS**, it is necessary to further hasten the development and utilization of the guano resources in order to alleviate the fertilizer shortage and boost agricultural production especially production through the "Palayan Ng Bayan" program of the government;

**WHEREAS**, the amendment of certain provisions of Presidential Decree No. 412 providing for the disposition, development and utilization of guano deposits for fertilizer purposes has been strongly recommended by the Director of Mines and the Assistant Executive Secretary to further hasten the development and utilization of guano resources to boost agricultural production;

**NOW, THEREFORE, I, FERDINAND E. MARCOS**, President of the Philippines, by virtue of the powers vested in me by the Constitution do hereby decree and order:

**SECTION 1.** Section 5 of Presidential Decree No. 412 providing for the disposition, development and utilization of guano deposits for fertilizer purposes is hereby amended to read as follows:

**"SEC. 5.** *Permit Revocable in Nature.* — Permits issued under this Decree may be revoked any time by the Director of Mines, the proper Mines Regional Officer, or other duly authorized deputy of the Director of Mines where in this opinion public interest so requires or for causes provided hereunder. The decision of the director of Mines, the proper Mines Regional Officer or other duly authorized deputy of the Director of Mines, however, may be appealed to the Secretary of Natural Resources within five (5) days from receipt thereof by the party adversely affected. In either case, the decision shall be immediately executory. When a permit, however, is revoked through no fault of the permittee, he shall be entitled to a refund of the fees paid by him in advance, if any, for the quantity of guano not yet removed at the time he is duly advised of the revocation.

**SEC. 2.** Section 7, paragraph (h) of the same Decree is hereby amended to read as follows:

**"SEC. 7.** *Specific Conditions Under Which Permit is Issued.* — Permits granted under this Decree shall be subject to the following terms and conditions:

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- h. The permit shall be subject to existing rights, the provisions of existing laws, the provisions of this Decree, and the rules and regulations on the matter; *Provided*, That the term "existing rights" shall not include subsisting claims covered only by declarations of location. However, such claims may be included in the term