

**[ PCSD RESOLUTION NO. 13-475, August 02, 2013 ]**

**CONFIRMING THE ACTION OF THE PCSD EXECUTIVE COMMITTEE  
APPROVING THE AMENDMENT OF SECTION 13 OF  
ADMINISTRATIVE ORDER NO. 6, SERIES OF 2008**

**WHEREAS**, the PCSD in the exercise of its mandate under Section 19 paragraph 8 of Republic Act 7611, which empowers it to “adopt, amend and rescind such rules and regulations and impose penalties therefor for the effective implementation of the SEP law” promulgated Administrative Order No. 6, otherwise known as the Guidelines in the implementation of the SEP Clearance System;

**WHEREAS**, the afore-cited Administrative Order requires that any proponent who intends to implement a project or carry out an undertaking in Palawan shall secure from the PCSD a Strategic Environmental Plan (SEP) Clearance, a document certifying that the proposed project or undertaking is in accordance with the SEP for Palawan Act; that the proponent has complied with all the requirements of the SEP Clearance System and that the proponent is committed to comply with the terms and conditions thereof and to institute all mitigating measures as provided in the EIS or IEE;

**WHEREAS**, the same Administrative Order further provides that based on the representations of the proponent and/or the preparer of the documents submitted, the PCSDS technical staff shall review, evaluate and validate the same based on the ECAN Zoning of Palawan and of the ecological sustainability, social acceptability and economic viability of the project or undertaking and submit to the Council the appropriate recommendations;

**WHEREAS**, in the 199<sup>th</sup> PCSD meeting on June 27, 2013, a representative of the organized group of sand and gravel operators presented Provincial Ordinance No. 1297-13, amending Section 5 (d) of Provincial Ordinance No. 819, series of 2005, otherwise known as the “Sangguniang Panlalawigan Endorsement Ordinance of 2005” quoted as follows:

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“d.5 In case of renewal of Commercial Sand and Gravel Permit, the proponent shall be required to submit a Certification/Clearance from the barangay chairman, the Municipal Environment and Natural Resources Officer (MENRO) or the Municipal Agriculture Officer (MAO) whichever is applicable, stating that they are compliant to the regulations being implemented in the locality and from the Palawan Council for Sustainable Development (PCSD) to the effect that the SEP Clearance previously issued for the project remains valid and effective; Provided, however, that,