



**DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES  
KAGAWARAN NG KAPALIGIRAN AT LIKAS YAMAN**



**MEMORANDUM**

**FOR** : **The Directors**  
Legal Affairs Service  
Policy and Planning Service  
Climate Change Service  
Foreign Assisted and Special Projects Office

**All Regional Executive Directors**

**The Bureau Directors**  
Environmental Management Bureau  
Land Management Bureau  
Forest Management Bureau  
Biodiversity Management Bureau  
Ecosystems Research and Development Bureau

**The OIC Director**  
Mines and Geosciences Bureau

**The Administrator**  
National Mapping Resource and Information Authority

**FROM** : **The Director**  
Legislative Liaison Office

**SUBJECT** : **REQUEST FOR COMMENTS/RECOMMENDATIONS FROM THE  
SPECIAL SENATE COMMITTEE ON PHILIPPINE MARITIME  
AND ADMIRALTY ZONES ON SENATE BILL NO. 654,  
ENTITLED: "THE PHILIPPINE NAVY ARCHIPELAGIC DEFENSE  
ACT"**

**DATE** : 11 April 2024

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In reference to the email received by our Office, the Senate Special Committee on Philippine Maritime and Admiralty Zones is requesting the Department's comments on Senate Bill No. 654, entitled:

**"AN ACT INSTITUTIONALIZING THE PHILIPPINE NAVY FORWARD  
OPERATING BASES, APPROPRIATING FUNDS FOR THE ESTABLISHMENT**

THEREOF, AND FOR OTHER PURPOSES" (Introduced by Senator Francis N. Tolentino)

The Special Committee would like to be enlightened as to the interoperability and possible impact of the above-mentioned legislative measure with Commonwealth Act No. 141, particularly in terms of **land acquisition and titling** by the Philippine Navy as it seeks to establish Forward Operating Bases (FOB) in furtherance of the above legislative measure. In addition, clarity is likewise sought for **Section 86 of CA 141**, to wit:

*"Section 86. A certified copy of every proclamation of the President issued under the provisions of this title shall be forwarded to the Director of Lands for record in his office, and a copy of this record shall be forwarded to the register of deeds of the province or city where the land lies. Upon receipt of such certified copy, the Director of Lands shall order the immediate survey of the proposed reservation if the land has not yet been surveyed, and as soon as the plat has been completed, he shall proceed in accordance with the next following section", particularly with its present-day applicability and validity.*

In this regard, may we respectfully request **comments/recommendations**, on the **abovementioned bill**, in anticipation of the **Technical Working Group (TWG) meeting**, as requested by the Committee. Kindly send them on or before **17 April 2024, at 5:00 PM** via email at [denrlllo@denr.gov.ph](mailto:denrlllo@denr.gov.ph)

Attached herewith are the Letter Request and a copy of the Senate bill, for your reference.

  
**ROMIROSE B. PADIN**

cc: Undersecretary for Special Concerns and Legislative Affairs



Republic of the Philippines  
**Senate**

**SPECIAL COMMITTEE ON  
PHILIPPINE MARITIME AND ADMIRALTY ZONES**

3 April 2024

**SECRETARY MARIA ANTONIA YULO LOYZAGA**

Department of Environment and Natural Resources  
DENR Main Building,  
Visayas Avenue, Diliman,  
Quezon City

Dear Secretary Yulo-Loyzaga:

The Special Committee on Philippine Maritime and Admiralty Zones would like to respectfully request the position paper of the Department of Environment and Natural Resources relative to Senate Bill No. 654 entitled:

**"AN ACT INSTITUTIONALIZING THE PHILIPPINE NAVY FORWARD  
OPERATING BASES, APPROPRIATING FUNDS FOR THE ESTABLISHMENT  
THEREOF, AND FOR OTHER PURPOSES"**

*(Introduced by Senator Francis N. Tolentino)*

The Special Committee would like to be enlightened as to the interoperability and possible impact of the above-mentioned legislative measure with Commonwealth Act No. 141, particularly in terms of land acquisition and titling by the Philippine Navy as it seeks to establish Forward Operating Bases (FOB) in furtherance of the above legislative measure. In addition, clarity is likewise sought for Section 86 of CA 141, to wit: **"SECTION 86. A certified copy of every proclamation of the President issued under the provisions of this title shall be forwarded to the Director of Lands for record in his office, and a copy of this record shall be forwarded to the register of deeds of the province or city where the land lies. Upon receipt of such certified copy, the Director of Lands shall order the immediate survey of the proposed reservation if the land has not yet been surveyed, and as soon as the plat has been completed, he shall proceed in accordance with the next following section"**, particularly with its present-day applicability and validity.

We hope to receive the Department's position paper as soon as possible as the same would be considered during the technical working group (TWG) meeting as we aim to craft the final version of the Senate bill. The Special Committee would like to express its deepest gratitude for the Department's assistance.

With warm regards,

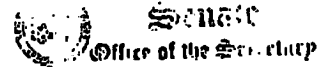
For the Chairman:

*Senator Francis N. Tolentino*

**ATTY. ANDRÉ B. MORTEL, MPM**

*Committee Secretary*

3  
NINETEENTH CONGRESS OF THE )  
REPUBLIC OF THE PHILIPPINES )  
First Regular Session )



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SENATE  
S. No. 654

RECEIVED BY: 

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**Introduced by SENATOR FRANCIS "TOL" N. TOLENTINO**

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**AN ACT  
INSTITUTIONALIZING THE PHILIPPINE NAVY FORWARD OPERATING  
BASES, APPROPRIATING FUNDS FOR THE ESTABLISHMENT THEREOF, AND  
FOR OTHER PURPOSES**

**EXPLANATORY NOTE**

The Philippines, as an archipelagic country, is surrounded by a coastline stretching up to 36,289 kilometers and by both external and internal waters, thus forming part of the national territory. As such, the Armed Forces of the Philippines is mandated by the State to defend the national territory from external aggression, secure the country's maritime areas from all forms of intrusions and encroachment, piracy and drug trafficking and shall likewise assist other government agencies in protecting our marine resources and environment, among others.

This is pursuant to the policy of the State, as enshrined in Sec. 3, Art. II of the 1987 Constitution, which states:

Section 3. Civilian authority is, at all times, supreme over the military. The Armed Forces of the Philippines is the protector of the people and the State. Its goal is to secure the sovereignty of the State and the integrity of the national territory.

In line with the Philippine Navy Strategic Basing Plan 2040, the Philippine Navy has identified several strategic sites around the country which are existing for further development or which are proposed to be developed. However, the

establishment of bases in such areas remains a challenge as there are difficulties in acquiring these properties or in developing these due to lack of resources, among others.

However, in light of the changing times and growing modern-day complexities in the region, there remains the need to continue strengthening and upgrading the equipment, facilities and manpower of the Philippine Navy in order to enable it to perform its duties and functions, for national security reasons.

It is hereby proposed that the Philippine Navy be empowered to establish forward operating bases in the sites identified by the Philippine Navy in its Strategic Basing Plan 2040 for its bases and installations.

A forward operating base, which is smaller than a main naval base and naval operating base, will not require the same budgetary allocation as the latter, and shall serve as an outpost in strategic locations near the West Philippine Sea and the Philippine Rise. These forward operating bases are to be established with the end in view of serving as a naval and military facility that can immediately carry out the mandate of the Philippine Navy in the far-flung areas of the country and as a potential site for future upgrade and expansion.

The proposed measure is likewise consistent with Republic Act No. 7898, otherwise known as the "AFP Modernization Act," which provides that it is the policy of the State to modernize the Armed Forces of the Philippines (AFP) to a level where it can effectively and fully perform its constitutional mandate to uphold the sovereignty and preserve the patrimony of the Republic of the Philippines.

In view of the foregoing, approval of this bill is earnestly sought.



**FRANCIS "TOL" N. TOLENTINO**

NINETEENTH CONGRESS OF THE )  
REPUBLIC OF THE PHILIPPINES )  
First Regular Session )



22 JUL 14 P 4:08

SENATE  
S. No. 654

RECEIVED BY: \_\_\_\_\_

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**Introduced by SENATOR FRANCIS "TOL" N. TOLENTINO**

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**AN ACT**  
**INSTITUTIONALIZING THE PHILIPPINE NAVY FORWARD OPERATING**  
**BASES, APPROPRIATING FUNDS FOR THE ESTABLISHMENT THEREOF,**  
**AND FOR OTHER PURPOSES**

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

1           **Section 1. Short Title.** - This Act shall be known as the "Philippine Navy  
2 Archipelagic Defense Act."

3           **Sec. 2. Declaration of Policy.** - The State declares that the Armed Forces  
4 of the Philippines (AFP) is the protector of the people and the State. The goal of the  
5 AFP is to secure the sovereignty of the State and the integrity of the national  
6 territory.

7           The State likewise recognizes the mission of the Philippine Navy, as a branch  
8 of the AFP, to organize, train, equip, maintain, develop and deploy forces for the  
9 prompt and sustained naval and maritime operations in support of the Unified  
10 Commands in the accomplishment of the AFP mission.

11           It is the policy of the State to modernize the AFP to a level where it can  
12 effectively and fully perform its constitutional mandate to uphold the sovereignty  
13 and preserve the patrimony of the Republic of the Philippines.

1 In order to effectively carry out the mandate of the Philippine Navy, the  
2 establishment of forward operating bases in the sites identified by the Philippine  
3 Navy in its Strategic Basing Plan 2040 is hereby pursued by the State.

4 **Sec. 3. Scope and Limitations.** – The Act shall be limited in scope,  
5 application, and effectivity to the sites identified by the Philippine Navy in its  
6 Strategic Basing Plan 2040 as priority sites, as enumerated in Section 5 of this Act,  
7 for the establishment of its bases and installations.

8 **Sec. 4. Definition of Terms.** – For purposes of the Act, the following terms  
9 shall mean:

10 a. *Forward operating bases (FOB)* – It shall refer to a small-scale naval and  
11 military facility or outpost where the Philippine Navy can carry out its basic  
12 functions and duties and which can serve as a potential site for future  
13 upgrade and expansion, for national security purposes.

14 b. *Strategic Basing Plan 2040* – It shall refer to the existing plan of the  
15 Philippine Navy to acquire and develop properties for the establishment of  
16 bases and installations in strategic sites throughout the country.

17 **Sec. 5. Priority Sites.** – The strategic locations identified by the Philippine  
18 Navy Directorate for Real Estate Management as priority sites in its Strategic Basing  
19 Plan 2040 by reason of its strategic location shall serve as the sites of the FOBs.

20 These sites include and shall be limited to the following:

- 21 a. Busuanga, Palawan;
- 22 b. Subic Bay, Zambales;
- 23 c. Mavulis Island, Batanes;
- 24 d. Lubang Island, Mindoro;
- 25 e. Surigao, Surigao del Norte;
- 26 f. Allen, Northern Samar;
- 27 g. Polillo Island, Quezon;
- 28 h. Bicobian, Divilacan, Isabela;
- 29 i. Casiguran, Aurora;

- 1 j. Sarangani, Davao Occidental;
- 2 k. Balabac, Palawan; and
- 3 l. Mapun, Tawi-Tawi

4 **Sec. 6. Masterplan for the Establishment of Forward Operating**  
5 **Bases.** – To be able to attain the policy and objectives set forth in this Act, there  
6 shall be established a Masterplan Governing the Establishment of Forward Operating  
7 Bases, hereinafter referred to as the Masterplan, which shall be confidential, and  
8 shall contain the priority sites, the schedule, the proposed facilities therein, the  
9 estimated cost of the same, among others.

10 In particular, the Masterplan shall contain the following:

- 11 a. Set a timeline for the acquisition of the properties in the priority sites, as  
12 defined in Section 5, the planning for the development of the same, and  
13 the development of the forward operating bases itself, provided that the  
14 timelines to be set shall not exceed three years; and
- 15 b. Features of the proposed facilities to be acquired, developed, constructed  
16 or installed in the forward operating bases in the priority areas.

17 **Sec. 7. Preparation of the Masterplan.** – Within sixty (60) days from the  
18 effectivity of this Act, upon the recommendation of the Secretaries of National  
19 Defense and Budget and Management, the Masterplan shall be submitted by the  
20 Philippine Navy for the approval of the President of the Philippines.

21 **Sec. 8. Funding.** – An appropriation of One Billion Pesos  
22 (Php1,000,000,000.00) shall be allocated for the initial budgetary requirements of  
23 this Act. Thereafter, such amount as may be necessary for the implementation of  
24 the Masterplan as provided for in this Act shall be included in the Annual General  
25 Appropriation Act (GAA) of the Department of National Defense.

26 **Sec. 9. Separability Clause.** – If any portion or provision of this Act is  
27 declared unconstitutional or invalid, the same shall not affect the validity and  
28 effectivity of the other portions or provisions not affected thereby.



1           **Sec. 10. *Repealing Clause.*** – All laws, presidential decrees, letters of  
2 instructions, executive orders, rules and regulations, and other issuances or parts  
3 thereof which are contrary to or inconsistent with the provisions of this act are  
4 hereby repealed, amended or modified accordingly.

5           **Sec. 11. *Effectivity Clause.*** – This Act shall take effect fifteen (15) days  
6 following its publication in the *Official Gazette* or in a newspaper of general  
7 circulation.

*Approved,*