



MAR 18 2005

MEMORANDUM ORDER
NO. 2005 - 07

**SUBJECT : SELECTIVE LIFTING OF THE MORATORIUM
AS PROVIDED UNDER DENR MEMORANDUM
ORDER NO. 2004-13 IN THE PROVINCE OF
QUEZON**

In view of the results of the assessment of the status of mining/quarrying/crushing plants operations and action plans to rationalize the quarrying and crushing activities in Quezon province, and in order to address complaints/violations and/or issues concerning the same, the Moratorium provided under DENR Memorandum Order No. 2004-13, is hereby **selectively lifted** and shall apply to the following:

A. Coverage

1. Quarrying operations covering metallic and non-metallic resources without outstanding Notice of Violations or infractions on the terms and conditions of the mining permits and ECC except those located in the Mt. Banahaw floodplains (i.e. areas within the watershed catchment basin of Mt. Banahaw up to the shoreline);
2. Sand and gravel extraction projects along riverbeds without outstanding Notice of Violations or infractions on the terms and conditions of the mining permits and ECC, provided that the location of these projects are in conformity with the Flood Control Program in the case of the municipality of Sariaya and that said location are duly validated/verified on the ground by the DENR survey party. The moratorium on projects located along riverbeds is being lifted in order to clear the riverbed/waterways of obstructions to avoid swelling/flooding;
3. Disposition of sand and gravel and filling materials which are by-products/excess materials of civil/development projects other than mining activity;
4. Aggregates crushing plants without outstanding Notice of Violations or infractions on the terms and conditions of the permit from the Mines and Geosciences Bureau and ECC including those who have submitted their Environmental Protection and Enhancement Program (EPEP) and applied for Discharge Permit and/or Permit to Operate Air Pollution Installations;



5. The acceptance of new applications and approval of all pending applications for quarry permits, sand and gravel permits and mineral processing permits for quarry and/or sand and gravel resources, as well as their corresponding ECCs, except those located in the Mt. Banahaw floodplains, provided that requirements in securing the same are satisfactorily complied with; and
6. Implementation of all rehabilitation and environmental enhancement activities pertaining to mining, quarrying, sand and gravel extraction and crushing plant operations as per approved rehabilitation plan by the Multi-Sectoral Committee on Mining/Quarrying/Crushing Operations In Quezon created by virtue of DMO 2004-13.

B. Multisectoral Committee on Mining/Quarrying/Crushing Operations/Multisectoral Monitoring Task Force

1. A Multisectoral Monitoring Task Force shall regularly monitor the operation of the above-cited projects and the automatic re-imposition of the moratorium shall be effected by the Multi-Sectoral Committee should there be violations of the conditions of the mining permits/ECC and other related laws, rules and regulations; and
2. The Task Force shall be composed of representatives from the DENR, Region IV-A; Environmental Management Bureau (EMB) Region IV-A; Mines and Geosciences Bureau (MGB) Region IV-A; Provincial Environment and Natural Resources Office (PENRO), Lucena City; a representative of a Non-Government Organization (NGO); Municipal Environment and Natural Resources Officer (MENRO) where the quarry site is located; media groups; Chair of the Sangguniang Bayan Environment Committee of the municipality where the quarry/crushing plants/sand and gravel project is located; a representative of the host community; and other sectors concerned as may be designated by the Committee.

C. Rationalization Aspect

Concerned Regional DENR offices are hereby directed to rationalize the quarry operation in Quezon Province by streamlining the number of operators, taking into consideration the ecological and carrying capacity of the area applied for.

This Order shall take effect immediately.


MICHAEL T. DEFENSOR
Secretary

