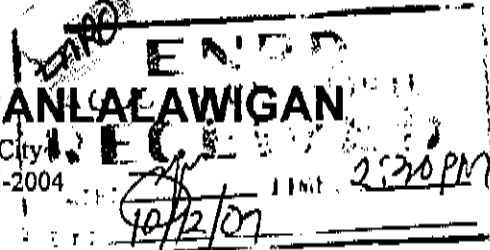




Republic of the Philippines
Province of Agusan del Norte

OFFICE OF THE SANGGUNIANG PANLALAWIGAN

SP, Building, Capitol Compound, Butuan City
Tel Nos. (085) 341-4264 Telefax (085) 815-2004



AN ORDINANCE ENACTED BY THE 14TH SANGGUNIANG PANLALAWIGAN OF AGUSAN DEL NORTE, IN ITS 107ST REGULAR SESSION HELD AT THE SP SESSION HALL, PROVINCIAL CAPITOL COMPOUND, BUTUAN CITY ON SEPTEMBER 28, 2009.

PROVINCIAL ORDINANCE NO. 258-2009

AN ORDINANCE IMPOSING VALIDATION FEE ON ALL MINERAL ORE EXPORT PERMIT (MOEP) APPLICATIONS FOR THE TRANSPORT/SHIPMENT OF MINERAL/S AND/OR ORE/S, INCLUDING TAILINGS, SOURCED FROM AREAS COVERED BY MINING PERMITS DEVOLVED TO THE PROVINCE

BE IT ENACTED, by the 14th Sangguniang Panlalawigan of Agusan del Norte, in session assembled, that:

SECTION 1. TITLE – This Ordinance shall be known "An Ordinance Imposing Validation Fee for all Mineral Ore Export Permit (MOEP) Applications."

SECTION 2. OBJECTIVES – This Ordinance is enacted to attain the following objectives:

- 1) To have a legal basis in charging validation fee for the services rendered in validating/verifying mineral ores' stockpile, mineral grade, and mineral inventory for all MOEP applications.
- 2) To generate income for the province derived from its services in the implementation of the devolved functions, in pursuance to DENR-DAO No. 2008-20 and DENR Memorandum Order No. 2009-01.

SECTION 3. SCOPE – The scope of this Ordinance covers all applications of Mineral Ore Export Permit (MOEP) for the transport/shipment of mineral/s and/or ore(s), including tailings, outside the Philippines sourced from areas covered by the following types of mining permits:

- 1) Small-Scale Mining Permits;
- 2) Small-Scale Mining Contracts;
- 3) Quarry Permits;
- 4) Sand and Gravel Permits; and
- 5) Other permits that are provided for in R.A. No. 7942 (Philippine Mining Act of 1995) and DENR Administrative Order No. 96-40, as amended, its Implementing Rules and Regulations; and Presidential Decree No. 1899 (Establishing Small-Scale Mining as a New Dimension in Mineral Development), R.A. No. 7076 (People's Small-Scale Mining Act of 1991), Mines Administrative Order No. MRD-41 and DAO No. 34, Series of 1992, their respective implementing rules and regulations.

Mineral Ore Export Permit

transmitted to MGB
the tax
10/13/09
8:57 AM
JH

City
for taxes/perm
10/13/09

PTD

RECEIVED
10/13/09
TIME: 10:10
TURE: J



Note: 1 memos furnished
10/14/09



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SECTION 4. VALIDATION FEE – There shall be imposed a validation fee of Six Thousand Pesos (P6,000.00) for all Mineral Ore Export Permit (MOEP) applications to be paid to the Provincial Treasurer's Office.

SECTION 5. VALIDATING TEAM – For purposes and effective implementation of this Ordinance, there is hereby created a Validating Team to be composed of the following:

- ✓ 1) Environment and Natural Resources Officer – Province (Chairman);
- ✓ 2) Mines and Geosciences Bureau (MGB) representative (Member); and
- ✓ 3) City/Municipal Environment and Natural Resources Officer – concerned city/municipality (Member).

SECTION 6. EFFECTIVITY – This Ordinance shall take effect immediately upon approval.

APPROVED	:	
ADOPTED	:	September 28, 2009
AUTHOR	:	Honorable Rogelio P. Dagani
CO-AUTHORS	:	Honorable Alan M. Famador
	:	Honorable Ernie M. Ceniza
MOVANT	:	Honorable Rogelio P. Dagani
SECONDRERS	:	Honorable Aquino W. Gambe
	:	Honorable Emma Fe M. Beluan

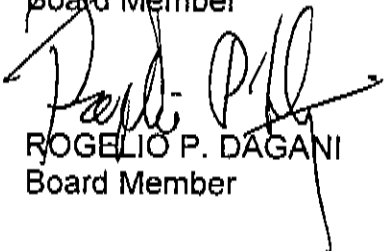
Voting of this ordinance was unanimous.

CERTIFIED CORRECT:

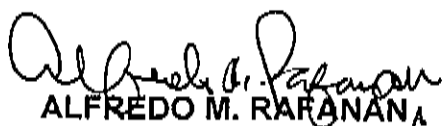

ENRICO R. CORVERA
Vice Governor/ Presiding Officer

05 OCT 2009


AQUINO W. GAMBE
Board Member


ROGELIO P. DAGANI
Board Member

ATTESTED:


ALFREDO M. RARANAN
Secretary to the Sanggunian


ALAN M. FAMADOR
Board Member


JAMES T. RESERVA
Board Member



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REY G. JAMBOY
Board Member



FRANCISCO J. ROSALES
Board Member


ERNIE M. CENIZA
Board Member, PCL


RAYMUNDO M. BELUAN, JR.
Board Member, FABC


EMMA F. M. BELUAN
Board Member, FSK

APPROVED:
SUBMITTED TO THE GOVERNOR
DATE: 05 OCT 2009


ERLPE JOHN M. AMANTE
Provincial Governor
08 OCT 2009
Date Approved