



REPUBLIC OF THE PHILIPPINES
Province of Eastern Samar
MUNICIPALITY OF GUIUAN
-OFFICE OF THE SANGGUNIANG BAYAN-



12th SANGGUNIANG BAYAN

Ordinance No. 020, Series of 2026

**AN ORDINANCE CREATING THE GUIUAN MINING INDUSTRY SUSTAINABLE
DEVELOPMENT COORDINATING COUNCIL PROVIDING FOR ITS POWERS AND
FUNCTIONS, AND FOR OTHER PURPOSES**

Authored by: Hon. Kinna Mae Kwan-Mabansag

Chair, Committee on Tourism, Trade and Industry and Economic Affairs

*Co-Authors: Members of the Committee on Tourism, Trade and Industry and Economic Affairs
and Committee on Environmental Protection and Natural Resources*

WHEREAS, Section 2 of Republic Act No. 7160, otherwise known as the Local Government Code of 1991, expressly declares it as a policy of the State that territorial and political subdivisions shall enjoy genuine and meaningful local autonomy to enable them to attain their fullest development as self-reliant communities and to become more effective partners in the attainment of national goals;

WHEREAS, Section 3(i), Chapter II, Title I, Book I of Republic Act No. 7160 provides that local government units shall share with the National Government the responsibility in the management and maintenance of ecological balance within their territorial jurisdictions;

WHEREAS, Section 16, Chapter I, Title I, Book I of Republic Act No. 7160 further mandates that, within their respective territorial jurisdictions, local government units shall ensure and support the preservation and enrichment of culture, promote health and safety, enhance the right of the people to a balanced and healthful ecology, encourage and support the development of appropriate and self-reliant scientific and technological capabilities, improve public morals, enhance economic prosperity and social justice, promote full employment among their residents, maintain peace and order, and preserve the comfort and convenience of their inhabitants;

WHEREAS, Homonhon and Manicani islands, located in the Municipality of Guiuan, Province of Eastern Samar, are recognized as environmentally critical areas, endowed with rich terrestrial and marine biodiversity, home to endemic and endangered

flora and fauna, and possessing outstanding national historical and cultural significance;

WHEREAS, Homonhon Island is the site of large-scale mining operations for nickel, chromite, and other mineral resources, with mining companies operating by various mining operators duly authorized by the national government;

WHEREAS, environmental, social, and community concerns arising from mining activities in Homonhon and Manicani islands have been raised by community members, people's organizations, and the Barangay Local Government Units (BLGUs), and thus require coordinated action, evidence-based planning, and sustained monitoring by the appropriate authorities and stakeholders;

WHEREAS, pursuant to the agreements during the Congressional Hearing held on 5 May 2024 with Hon. Marcelino C. Libanan of 4Ps Partylist and Hon. Jude A. Acidre of Tingog Partylist, an inter-agency task force was created to assess/evaluate safety, health, environmental and social issues and concerns, as well as strictly enforce national laws and local ordinances, to ensure the protection, rehabilitation and ecological sustainability of Homonhon Island;

WHEREAS, the Homonhon Inter-Agency Task Force ceased to be active as of 2025, and there is a need for a continuing, institutionalized, and locally based mechanism to help coordinate mining-related concerns and sustainable development initiatives in Homonhon Island;

WHEREAS, there is a need to establish a clear development direction and long-term strategy for both Homonhon and Manicani islands that balances economic benefits with environmental protection, recognizing that mining is a temporary land use;

NOW THEREFORE, BE IT ORDAINED BY THIS SANGGUNIANG BAYAN OF GUIUAN IN SESSION DULY ASSEMBLED THAT:

SECTION 1. GUIUAN MINING INDUSTRY SUSTAINABLE DEVELOPMENT COORDINATING COUNCIL. - The Guiuan Mining Industry Sustainable Development Coordinating Council is hereby created as a special inter-agency coordinating body under the supervision of the Office of the Municipal Mayor.

SECTION 2. POWERS AND FUNCTIONS OF THE COUNCIL. — As a coordinating and advisory body, the Guiuan Mining Industry Sustainable Development Coordinating Council shall serve as a platform for aligning local development priorities with national policies and programs, particularly in relation to environmental protection, responsible mining, and sustainable resource management.

The Council shall have the following powers and functions:

- a. **Facilitate inter-agency coordination and continuing dialogue** among national government agencies, local government units, the private sector, civil society

organizations, and other stakeholders to enhance cooperation and support the effective implementation of mining, environmental, and related laws, rules, and regulations;

- b. **Formulate, update, and facilitate the implementation of the Homonhon and Manicani Island Comprehensive Sustainable Development Plan**, encompassing key development sectors including environmental, social, economic, infrastructure, and institutional development, to ensure a balanced, inclusive, and sustainable long-term development pathway for the island;
- c. **Serve as an advisory body to the Municipal Mayor and the Sangguniang Bayan** on matters relating to mining operations, environmental protection, community welfare, and sustainable development in Homonhon and Manicani islands;
- d. **Review, recommend, and propose local policies, measures, and initiatives** that promote ecological integrity, social equity, economic resilience, and cultural heritage conservation, and that address environmental, social, and community concerns related to mining and other development activities in Homonhon and Manicani islands;
- e. **Review and provide recommendations on relevant programs, projects, and activities (PPAs)** for inclusion in the Annual Investment Program (AIP) and Social Development and Management Program (SDMP), Environmental Protection and Enhancement Program (EPEP), Final Mine Rehabilitation and/or Decommissioning Plan (FMR/DP), and other related programs and studies of mining companies, to ensure alignment with the goals and priorities of sustainable development for Homonhon and Manicani islands;
- f. **Provide a venue for stakeholder engagement, consultation, and information-sharing**, including the documentation and consolidation of issues, concerns, and recommendations raised by communities, people's organizations, and other stakeholders;
- g. **Promote and facilitate linkages for sustainable livelihood, skills development, and alternative economic opportunities** for communities, in coordination with concerned government agencies, educational institutions, civil society, and the private sector;
- h. **Support monitoring, reporting, and coordination efforts** related to environmental, social, and development commitments affecting Homonhon and Manicani Islands, without prejudice to the regulatory functions of national government agencies; and
- i. Perform such other functions as may be necessary, incidental, or as may be directed by the Municipal Mayor, consistent with existing laws, rules, and regulations.

SECTION 3. COMPOSITION. The Council shall be composed of the following:

Chair: Municipal Mayor
Vice-Chairperson: Municipal Vice Mayor
Secretariat: Municipal Administrator
Members:

- a. SBM Chairperson of the Committee on Environmental Protection and Natural Resources
- b. SBM Chairperson of the Committee on Tourism, Trade and Industry, and Economic Affairs
- c. Punong Barangays or representative from each BLGU in Homonhon and Manicani Island
- d. Representatives from each large-scale mining company operating under MPSA within Homonhon and Manicani Island
 - i. Manager for Operations
 - ii. Community Relations Officer (ComRel)
 - iii. Mine Environmental Protection and Enhancement Officer (MEPEO)
- e. Municipal Planning and Development Coordinator (MPDC)
- f. Municipal Engineer
- g. Municipal Budget Officer
- h. Municipal Disaster Risk Reduction and Management Officer
- i. Office of the Municipal Agricultural Services Officer
- j. Municipal Health Officer
- k. Municipal Social Welfare and Development Officer
- l. Municipal Investment and Tourism Officer
- m. Representative of the Lone District Representative of Eastern Samar
- n. Representative of the Governor of Eastern Samar
- o. Representative from Multipartite Monitoring Team
- p. Representative/s from accredited Civil Society Organizations or Non-Governmental Organizations in Homonhon and Manicani Island; and
- q. Utilities Sector Representative;
- r. Municipal Environment and Natural Resources Officer (MENRO)

The Council member may designate an alternate to represent their respective offices in the Council in their absence. The Municipal Mayor may expand the composition of the Council, to include other sectors or groups, as he/she deems necessary.

SECTION 3.1. REGULAR RESOURCE PERSONS:

- Mines and Geosciences Bureau (MGB)
- Environmental Management Bureau (EMB)
- Department of Environment and Natural Resources - Community Environment and Natural Resources (DENR-CENRO)
- DENR-Caves and Development Division

- Department of Trade and Industry (DTI)
- Department of Education (DepEd)
- Technical Education and Skills Development Authority (TESDA) Guianan
- Agri-based private sector representative
- Local Economic Development and Investment Promotions Office
- Maritime Industry Authority (MARINA) Guianan

SECTION 4. MEETINGS AND QUORUM. The Council shall meet at least once every quarter or as often as necessary. A simple majority of the members shall constitute a quorum provided that in his/her absence, the Municipal Mayor shall designate his/her official representative. In the absence of both the Chair and the Vice-Chair, the members shall elect from among themselves its temporary presiding officer.

SECTION 5. EXECUTIVE COMMITTEE. — There shall be created an Executive Committee (ExeCom) of the Council, which shall represent the Council and act on its behalf when the full Council is not convened. The Executive Committee shall be composed of the Municipal Mayor as the Chairperson. Members are as follows: the Municipal Administrator, the MENRO, the MPDO, Public Information Officer, and two (2) other members of the Council as may be designated by the Municipal Mayor.

The Municipal Mayor may designate additional members of the Council to the Executive Committee as deemed necessary for efficient operations.

SECTION 6. FUNCTIONS OF THE EXECOM. The Executive Committee shall:

- a. Ensure that the decisions and resolutions of the Council are faithfully carried out and implemented;
- b. Act on matters requiring immediate attention or urgent action on behalf of the Council;
- c. Serve as the primary discussion and preparatory group of the Council, including consolidating issues and agenda items;
- d. Collect, compile, and review data, information, and reports pertinent to Council deliberations;
- e. Act on matters specifically authorized by the Council; and
- f. Perform other functions as may be necessary to support the effective operation of the Council.

SECTION 7. SECRETARIAT. The Municipal Administrator is designated as the Secretariat and shall provide administrative support and assistance to the Council in the performance of its functions, duties, and responsibilities;

SECTION 8. FUNDING. All government agencies involved in the implementation of this Ordinance are authorized to allocate from their existing funds such amounts as may be necessary for the budgetary requirements that may be needed to pursue the

objectives of this Ordinance, subject to the usual government accounting and auditing rules and regulations.

SECTION 9. SEPARABILITY CLAUSE. If for any reason, any section or provision of this Ordinance is declared unconstitutional or invalid, all other sections or provisions hereof which are not affected by such declaration shall continue to be in full force and in effect.

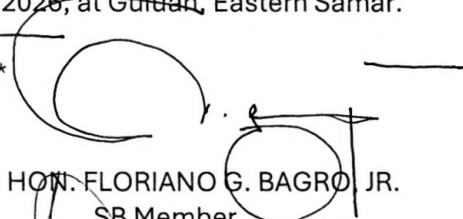
SECTION 10. REPEALING CLAUSE. All previous Ordinances, rules, and regulations or parts thereof, in conflict with or inconsistent with any provisions of this Ordinance, are hereby repealed and modified accordingly.

SECTION 11. EFFECTIVITY. This Ordinance shall take effect upon its approval.

ENACTED AND APPROVED: April 22, 2026, at Guiuan, Eastern Samar.



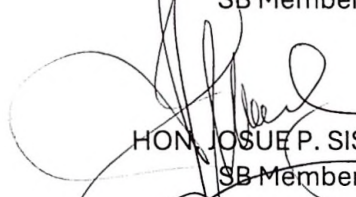
HON. KINNA MAE G. KWAN-MABANSAG
SB Member



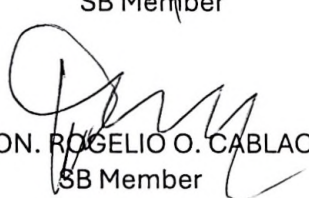
HON. FLORIANO G. BAGRO, JR.
SB Member



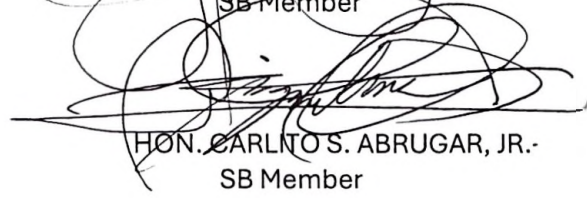
HON. FRANCIS ALDOUS B. SISON
SB Member



HON. JOSUE P. SISON
SB Member



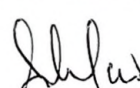
HON. ROGELIO O. CABLAOG
SB Member



HON. CARLITO S. ABRUGAR, JR.
SB Member



HON. DOMINADOR G. CHUA, JR
SB Member



HON. ANTONIA R. CABLAOG
SB Member

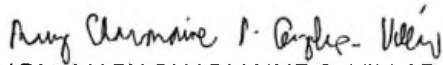
HON. ULDRICK FRANZDALE C. SOMORAY
SB Member
President – SK Federation

I certify to the correctness of the foregoing Ordinance which was duly enacted by the Sanggunian during its 43rd regular session held on April 22, 2026:



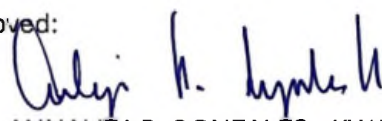
RECTITO A. MELQUIADES
Secretary to the Sangguniang Bayan

Attested by:



HON. MARY CHARMAINE G. VILLAR
SB Member & Temporary Presiding Officer

Approved:



HON. ANNALIZA P. GONZALES-KWAN
Municipal Mayor