



Republic of the Philippines  
Department of Environment and Natural Resources  
ENVIRONMENTAL MANAGEMENT BUREAU

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MEMORANDUM CIRCULAR

No 2010 - 002

SUBJECT : CLARIFICATION TO DENR MEMORANDUM CIRCULAR NO.  
2010-14 AND OTHER EIS SYSTEM POLICY ISSUANCES

1. On DENR MC 2010-14

1.1 On the Coverage of the ECC Requirement, Item No.1 of DENR MC 2010-14, refers to the Revised Procedural Manual (RPM) for DAO 2003-30 for the listing of types and thresholds of project covered. Hence, thresholds in Annex 2-1b of the RPM for DAO 2003-30 are hereby re-adopted repealing EMB MCs 2008-009 and 2009-002;

1.2 The EIA Report Requirement in Item No. 2.1 of the MC refers to the different types of reportorial requirements for ECC Applications as follows:

Annex #	Project Type and Status	Applicability of the EIA Report Type Outline
1-A	Proposed (New) Single Projects	EIS, IEE, IEE Checklist*
1-B	Proposed (New) Co-located Projects	PEIS
1-C	Existing Single Projects for Expansion / Modification	EPRMP
1-D	Existing Co-located Projects for Expansion / Modification	PEPRMP

*\*Existing Approved IEE Checklist Report Format may still be used until the issuance of updates based on the prescribed outline*

1.3 A duly accomplished 1-page CNC application form in Annex 2, referred to in Item 2.2 of the MC is referred to as the only requirement for CNC application applicable for projects below the threshold of coverage based on the RPM for DAO 2003-30. Proponents of projects that existed prior to 1982 without any expansion/significant modification are required to show any document or proof of project commencement issued by relevant government agencies to support the CNC Application in addition to the 1-page application form.

1.4 Scoping shall be required for all ECC applications requiring an EIS including those that fall under Group II. The scoping procedures prescribed in the RPM for DAO 2003-30 shall be followed.

1.5 Social Development Program (SDP) shall be required for all ECPs. For EIS-based non-ECPs, SDP may only be required for those with high social impacts as may be determined by the EMB Regional Office.

1.6 The participation of the LGUs as resource persons in the EIA Process for ECPs shall be within the maximum processing timeframe of forty (40) days. The invitation to the LGUs shall be properly documented and the processing of the ECC application shall proceed despite any possible delay in the provision of the required inputs or refusal to participate by the LGU.

Feedback from the LGUs on the results of the review of the EIA and the draft ECC shall be forwarded/ presented to EMB Central Office within 7 days from the receipt of the document presenting such results

1.7 In addition to the LGU Representative, a resource person from the EMB Regional Office concerned shall likewise be invited in the review of ECC applications for ECPs.

## **2. Clarification and Amendments to thresholds in Annex 2-1b of the Revised Procedural Manual for DAO 2003-30**

2.1 The following shall be exempted from securing ECC regardless of the location:

- LPG Storage and Refilling Stations w/ less than or equal to 1 ton storage capacity
- Gasoline stations prior to 1996 (w/o any expansion/modification)
- Low-cost subdivision/housing and resettlement area projects with total gross lot area of one (1) hectare or less including amenities (if any)
- Fastfoods/Restaurants w/ less than 1 hectare total gross floor area *(including parking and other open spaces)*

2.2 Demonstration and Pilot Projects which are within the threshold of coverage are required to secure an ECC should the implementation exceed six (6) months;

## **3. Other concerns**

3.1 For projects with high risk/impact due to geohazard status of the proposed location (i.e. housing projects on critical slopes, high rise buildings, dams, etc.), the EIA Study shall include the identification of geohazards in the area. This shall be the basis for the recommendation in the ECC for further geological assessment and preparation of Geological Identification Report (GIR), Geohazard Assessment Report (GAR) or Engineering Geological and Geohazard Assessment Report (EGGAR) for submission to and review by relevant competent agencies.

### 3.2 On ECC Compliance Monitoring and Reporting

All proponents of EIS-based projects issued with ECCs prior to DAO 2003-30 shall comply with the ECC Compliance Monitoring Reporting frequency and format requirement with Impact Management Plan (IMP) and Environmental Monitoring Plan (EMoP) as per Annex 3-1 & 3-2 of the RPM for DAO 2003-30

### 3.3 On ECC Validity

The ECCs shall not specify expiry dates based on other agencies' permits such as the LGU permit for Sand and Gravel (SAG) extraction. The review of ECC applications shall include an evaluation of whether the Impact Management Plan (IMP) and Environmental Monitoring Plans (EMoP) are designed based on the project life or temporal scope (if specified) of the ECC application.

### 3.4 On previously issued ECCs with Expiration

Previously issued ECCs that have expired but their operations are intended to continue, shall apply for renewal in accordance with item 1.2 above.

This shall take effect immediately and shall remain in force unless otherwise revoked in writing.



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