



EMB Memorandum Circular No. 2020 -26

SUBJECT: Implementation of Enhanced Online Processing of Certificate of Non-Coverage (CNC) Applications for Category D Projects under the Philippine Environmental Impact Statement System (PEISS)

Consistent with the Bureau's efforts to standardize, streamline and rationalize the Philippine EIS System and pursuant to RA 11032, An Act Promoting Ease of Doing Business and Efficient Delivery of Government Services amending for the purpose Republic Act 9485 otherwise known as Anti-Red Tape Act of 2007, and for other purposes, Automated processing for Certificate of Non-Coverage (CNC) is hereby adopted.

Section 1. Coverage

The CNC Online Auto-approval System shall only cover projects under Category D classification per EMB Memorandum Circular No. 2014-005.

Section 2. Enhanced CNC Online Application Procedures

Proponents of Category D projects who are not required to secure an ECC, may apply for a CNC through the following procedures:

1. Log-on to the EMB Website to determine if the proposed project falls under Category D;
2. Locate the project type from the list and provide the size of the proposed project, and fill up basic screening questions;
3. Fill-up the project and contact information and copy-paste the validation code received through the email;
4. Download the generated Order of Payment and pay the corresponding application fee through Landbank's internet-based facility (Link.BizPortal) or over the counter at the nearest Landbank branch;
5. Upload the proof of payment together with the supporting documents indicated in the Order of Payment to the CNC Online Application System. Supporting documents shall include the following:
 - ✓ Valid Government ID of the Proponent (i.e., SSS, TIN, Passport)
 - ✓ Notarized Accountability Statement of the Proponent
 - ✓ Recent photos of project area taken within fifteen (15) days from filing
 - ✓ Site Development Plan
 - ✓ PAMB Clearance (only for project within NIPAS)
6. Download the Certificate of Non-Coverage.

Section 3. Authenticity of the CNC Issued

The proponent can validate the authenticity of the CNC issued through the QR code embedded in the CNC. Once QR code is scanned, it will be redirected to EMB website.

The issued CNC shall not be construed as proof of rightful ownership or better title to the property.

Section 4. Penalty for Misrepresentation

The EMB Regional Office (RO) concerned shall be validated all the attachments including the proof of payment provided by the proponents immediately after its approval and shall be field validated the coverage of the CNC within a year from its issuance.

Any misrepresentation shall be subjected to due process and may result to a fine in a fixed maximum amount of Fifty Thousand Pesos (PhP50,000) for every proven misrepresentation. This is without prejudice to other EMB actions toward the proponent such as but not limited to issuance of Cease and Desist Order, cancellation of the issued CNC, etc.

Should the proponent fail to pay the imposed fine upon finality of the Order, the same shall be construed as a distinct violation which shall be charged the amount of Fifty Thousand Pesos (PhP50,000) for each day of non-compliance with the order.

The proponent has the right to file motion for reconsideration and/or appeal, as the case maybe, within fifteen (15) days from receipt of the Order.

Section 5. Repealing Clause

All provisions in the Memorandum Circular No. 2015-03 and other issuances inconsistent herewith are deemed repealed, superseded and/or modified accordingly.

Section 6. Separability Clause

If any provision of this Memorandum Circular is declared unconstitutional or invalid by a competent court, other sections or provisions hereof which are not affected thereby shall continue to be in full force and in effect as if the provisions/sections so canceled had never been incorporated herein.

Section 7. Effectivity

This Memorandum Circular shall take effect five (5) days after its publication in a newspaper of general circulation and upon acknowledgment of receipt of a copy thereof by the Office of the National Administration Registrar (ONAR), UP Law Center.

Issued this 8th day of **June, 2020**.

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OIC - Director

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