



Republic of the Philippines  
Provincial Government of Palawan  
**OFFICE OF THE SANGGUNIANG PANLALAWIGAN**  
City of Puerto Princesa

**EXCERPT FROM THE MINUTES OF THE 57<sup>TH</sup> REGULAR SESSION OF THE  
44<sup>TH</sup> SANGGUNIANG PANLALAWIGAN HELD ON AUGUST 15, 2023  
AT THE SANGGUNIANG PANLALAWIGAN SESSION HALL,  
CITY OF PUERTO PRINCESA**

PRESENT:

Hon. Leoncio N. Ola,	<i>Vice Governor and Presiding Officer</i>
Hon. Winston G. Arzaga,	<i>Sangguniang Panlalawigan Pro-Tempore</i>
Hon. Roseller S. Pineda,	<i>Floor Leader</i>
Hon. Marivic H. Roxas,	<i>Assistant Floor Leader- 2<sup>nd</sup> District</i>
Hon. Rafael V. Ortega Jr.,	<i>Assistant Floor Leader – 3<sup>rd</sup> District</i>
Hon. Juan Antonio E. Alvarez,	<i>S.P. Member – 1<sup>st</sup> District</i>
Hon. Ryan D. Maminta,	<i>S.P. Member – 2<sup>nd</sup> District</i>
Hon. Al-Nashier M. Ibba,	<i>S.P. Member – 2<sup>nd</sup> District</i>
Hon. Ariston D. Arzaga,	<i>S.P. Member – 2<sup>nd</sup> District</i>
Hon. Al-Shariff W. Ibba	<i>S.P. Member – PCL Federation President</i>
Hon. Ferdinand P. Zaballa,	<i>S.P. Member – ABC Federation President</i>
Hon. Arnel P. Abrina,	<i>S.P. Member – IPM Representative</i>

ABSENT:

Hon. Maria Angela V. Sabando,	<i>S.P. Member – 1<sup>st</sup> District</i>
Hon. Nieves C. Rosento,	<i>S.P. Member – 1<sup>st</sup> District</i>
Hon. Anyatika R. Rodriguez,	<i>S.P. Member – SK Federation President</i>

xxx

xxx

xxx

**PROVINCIAL ORDINANCE NO. 3268**  
**Series of 2023**

**DELIVERING SOCIO-ECONOMIC SUPPORT TO AFFECTED MUNICIPALITIES IN  
THE PROVINCE OF PALAWAN, UNDER OIL SPILL AND/ OR OIL POLLUTION  
CATASTROPHE TOWARDS FURTHER STRENGTHENING COASTAL  
MANAGEMENT AND PROTECTION AND EMPOWERING LOCAL COMMUNITIES**

Authored by:

**HON. ROSELLER S. PINEDA AND HON. ARISTON D. ARZAGA**

Co-Authored by:

**ALL SANGGUNIANG PANLALAWIGAN MEMBERS**

**WHEREAS**, the oil spill from sunken motor tanker MT Princess Empress that contaminated the waters of Naujan, Oriental Mindoro on February 28, 2023 was not only devastating for its coastal environment but also for the people and its economy and as projected by the University of the Philippines Marine Science Institute, the contaminants/ pollutants will reach other provinces such as Caluya, Antique and Taytay, Palawan on March 10, 2023;

**WHEREAS**, acting for the indemnification and resolution of ~~this~~ this type of disaster as per RA 9483 or the Oil Pollution Compensation Act of 2007 specifically Section 22: Oil Pollution Management Fund or OPMF tasks are lodged with the Maritime Industry Authority, as fund Administrator, Philippine Coast Guard (PCG) for ship inspection, oil containment, removal and clean-up, Department of Energy, Environmental Management Bureau-Department of Environment and Natural Resources, Department of Transportation for research, monitoring and compensation to those involved in clean-up operations;

**WHEREAS**, relative to the oil spill debacle, per Local Government Code (RA 7160) as amended, Section 16 or the general welfare clause states that: "every local government unit shall exercise the powers expressly granted, those necessarily implied therefrom, as well as powers necessary, appropriate, or incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare. Within their respective territorial jurisdictions, local government units shall ensure and support, among other things, the preservation and enrichment of culture, promote health and safety, enhance the right of the people to a balanced 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 (underscoring supplied);"

**WHEREAS**, the role of LGUs on managing disasters is further strengthened in Section 2 (I) of the Philippine Disaster Risk Reduction and Management Act of 2010 (RA No. 10121) declares that it is the policy of the State to "recognize and strengthen the capacities of LGUs and communities in mitigating and preparing for, responding to, and recovering from the impact of disasters." And Clean Water Act of 2003 as well as Republic Act No. 8550 as amended by Republic Act No. 10654;

**WHEREAS**, Northern Part of Palawan, both mainland towns and island municipalities is geographically situated within the highest marine bio-diversities: Coral reefs, Mangroves white sand beaches and crystal waters, large fishing grounds and fish diversity as well as having cultural and heritage structures and landmarks;

**NOW THEREFORE**, on motion of Hon. Winston G. Arzaga duly seconded,

**BE IT ENACTED BY THE SANGGUNIANG PANLALAWIGAN IN SESSION THAT:**

**SECTION 1. Title.** — This Ordinance shall be known as "AN ORDINANCE DELIVERING SOCIO-ECONOMIC SUPPORT TO AFFECTED MUNICIPALITIES OF PALAWAN, UNDER OIL SPILL AND/OR OIL POLLUTION CATASTROPHE "

**SECTION 2. DEFINITION OF TERMS-** as used in this Ordinance the following terms and/ or phrases means:

- a. **Oil Spill- or Incident or Catastrophe** - means any occurrence or series of occurrences having the same origin which causes Pollution Damage or creates a grave and imminent threat of causing such damage: Provided that a series of occurrences shall be treated as having occurred on the date of the first such occurrence;

- b. Oil Pollution** - Those pollutants( greywater) coming from cruise ship's wastewater from oil and grease apart from those coming the sinks, showers, galleys, laundry, and cleaning activities aboard a ship. Also oil pollution from inter island Cargo or passenger vessels that may accidentally or deliberately spilled their used oil in Palawan such as in navigational lane and in Fishery Harbor/ Pier such as Empty paint cans, used containers of anti-fouling paint, dry cell batteries, and containers of paint stripper are all forms of toxic waste.

**SECTION 3. PURPOSE** . This ordinance is aimed at:

- a. Supplementing the PGP's effort on Ecological Balance Security;
- b. Providing compensation to the Fisherfolks, Fish-Farmers and affected by the disaster; and
- c. Upgrade the capacity of the local government workers and volunteers to clean up oil slick/sludge.

**SECTION 4. OIL SPILL/ OIL POLLUTION COMPENSATION PACKAGE**

Economic bundle - Small economic relief (Immediate Ayuda), Individual's equivalent compensation computed as income opportunity lost, community income generatings and livelihood program source;

- a. Rehabilitative and Restorative project- Multi-disciplinary and Multi-stakeholders approach in measuring and assessing the impact and appropriate steps to be undertaken to the mangroves, corals/ coral reefs, atolls, sea grasses;
- b. Capability Building skills enhancement for the concerned government workers and volunteers such as, but not limited to:
  1. Describing spill response, oil behavior, and cleanup techniques;
  2. Learning safety requirements for the oil spill/oil pollution of response workers.

**SECTION 5. IMPLEMENTATION** - There is hereby created the Provincial Committee on Oil Spill/ Oil Pollution Incident.

**Section Composition**

Chairperson	- Governor
Co-Chairperson	- PDRRMO Head
Members	- Office of Provincial Agriculturist
	- PPDO
	- Provincial Treasurer's Office

Membership expansion may be done thru a Memorandum of Agreement with the following:

- BFAR Provincial Office
- Mayor's League-Palawan
- TESDA – Palawan Field Office
- DOLE Palawan Field Office
- Palawan State University (PSU)

**SECTION 6. FUNCTIONS OF THE COMMITTEE**

The Committee shall:

1. Coordinate with MARINA Office to assist all stakeholders affected by the oil spill/ oil pollution in relation to claims arising from any actual impact to the stakeholders source of livelihood
2. Guide the concerned individual or group of stakeholders in opting for a legal suits available as a remedy, namely: individual suits, representative or class suits, and derivative suits.
3. Establishes such structures or mechanisms that will protect, uphold and enhance balance of ecology economic rights of the fishers and fish farmers.
4. Monitors implementation of ordinances related to manpower, livelihood development and Coastal environmental protection
5. Performs such other functions as the Sangguniang Panlalawigan ng Palawan may adopt.

**SECTION 7. Implementing Guidelines.** All guidelines to be issued after the effectivity of this Ordinance shall be developed and be submitted to the Sangguniang Panlalawigan for approval before posting in the Province’s website.

**SECTION 8. Separability Clause.** If any provision of this Ordinance is declared invalid or unconstitutional, the other provisions not affected by such declaration shall remain in full force and effect.

**SECTION 9. Repealing Clause.** All administrative circulars, rules and regulations and other issuances inconsistent with the foregoing provisions are hereby repealed or modified accordingly.

**SECTION 10. Effectivity.** This Ordinance shall take effect immediately upon its approval.

**SO ORDAINED.**

XXX

XXX

XXX

I CERTIFY to the correctness of the above-quoted Provincial Ordinance.

*Margie G. Ondiong*  
**MARGIE G. ONDIONG**  
 Board Secretary IV

ATTESTED:

*Leoncio N. Ola*  
**LEONCIO N. OLA**  
 OFFICE OF THE SECRETARY  
 SANGGUNIANG PANLALAWIGAN  
 PROVINCE OF PALAWAN  
*Vice Governor and Presiding Officer*

APPROVED:

**V. DENNIS M. SOCRATES**

*V. Dennis M. Socrates*  
 Governor

Date

Date Returned: SEP 26 2023  
 Deemed Approved Pursuant To Sec. 54  
 of The Local Gov't Code of 1991

*This document is not valid without Sangguniang Panlalawigan Seal*

*Raymond G. Hollbone Jr*  
**RAYMOND G. HOLLBONE JR**  
 Supervising Administrative Officer