



Republic of the Philippines  
DILG-NAPOLCOM CENTER, EDSA Cor., Quezon Ave., Quezon City  
www.dilg.gov.ph



## **ESTABLISHMENT OF REGIONAL INSPECTION COMMITTEES**

Memorandum Circular No. 2019- 152

16 SEP 2019

### **1.0 Background**

- 1.1 The issuance of Presidential Proclamation No. 475 on 26 April 2018 declared a State of Calamity in the Barangays of Balabag, Manoc-Manoc, and Yapak (Island of Boracay) in the Municipality of Malay, Aklan, and temporary closed the Island as a tourist destination. This paved the way for the rehabilitation of Boracay Island.
- 1.2 Executive Order No. 53 issued on 8 May 2018, created the Boracay Inter-Agency Task Force (BIATF) and designated this Department as its Vice-Chairman tasked to (1) supervise the compliance of concerned LGUs with the mandate of the Task Force, and (2) to ensure regular monitoring of activities of the LGUs in regulating tourism businesses and enforcing critical environmental laws, rules and regulations, including local ordinances. In view of this, the DILG Boracay Secretariat (DBS) was constituted.
- 1.3 During the 29th Cabinet Meeting held on 11 September 2018, the President underscored through Cabinet Action/Decision File No. 535-091118-15-16-17 "that the DOT, DENR, and DILG must continuously monitor and be vigilant in the supervision of all other island resorts to avoid also having to close these for rehabilitation."
- 1.4 In response thereto, the Secretary of the Interior and Local Government (SILG) issued Department Order No. 2018-1053 which reconstituted the DBS into the Beach Tourism Monitoring Team (BTMT) to include the monitoring and supervision of all other beach tourism destinations and island resorts in the country.
- 1.5 In a memorandum dated 5 December 2018 the SILG instructed the Office of the Undersecretary for Operations to commence with the planning, assessment, and implementation of rehabilitation programs on five (5) additional priority beach tourism destinations.
  - 1.5.1 Municipalities of (1) El Nido & (2) Coron, Palawan;
  - 1.5.2 Municipality of (3) Puerto Galera, Oriental Mindoro;
  - 1.5.3 Municipality of (4) Panglao, Bohol; and
  - 1.5.4 Municipalities covering (5) Siargao Island, Surigao del Norte.

- 1.6 On 27-30 August 2019, the BTMT together with the Support to Local Government Program (SLGP) conducted a benchmarking workshop for priority tourism destinations. The activity capacitated the concerned DILG field offices on the establishment of the Regional Inspection Committee (RIC) in order to verify and ensure the compliance of commercial establishments (CEs) and household establishments (HEs) with relevant local, national, and environmental laws including applicable permits and licenses.

## **2.0 Purpose**

- 2.1 Establishment of the RIC for the conduct of inspections to verify the compliance of CE and HEs with relevant local, national, and environmental laws including applicable permits and licenses.
- 2.2 Establishment of an efficient compliance process for establishments found to be non-compliant.
- 2.3 To cause the closure of non-compliant establishments after being given due course in accordance to existing laws, rules, and regulations.

## **3.0 Scope/Coverage**

- 3.1 Department of the Interior and Local Government (DILG) – Regional Directors of MIMAROPA, Region VII, and CARAGA;
- 3.2 Local Government Unit (LGU) – Provincial Governors of Bohol, Palawan, Oriental Mindoro, Surigao del Sur; and Municipal Mayors of El Nido, Coron, Puerto Galera, Panglao, and Siargao Island.
- 3.3 Bureau of Fire Protection (BFP) – Regional Directors of MIMAROPA, Region VII, and CARAGA;
- 3.4 Philippine National Police (PNP) – Regional Directors of MIMAROPA, Region VII, and CARAGA;

## **4.0 Basis**

- 4.1 Article II, Section 16 of the 1987 Constitution stipulates that "The State shall protect and advance the right of the people to a balanced and healthful ecology in accord with the rhythm and harmony of nature."
- 4.2 Administrative Order No. 267, s. 1992 provided the SILG the authority to "exercise of supervision directly over provinces, highly urbanized cities and independent component cities; through the province with respect to component cities and municipalities; and through the city and municipality with respect to the barangays (Book I, Title One, Chapter 3, Article One, Section 25, Local Government Code)".

- 4.3 The general powers and functions of this Department include the formulation of plans, policies, and programs which will meet local emergencies arising from natural and man-made disasters.
- 4.4 Cabinet Action/Decision File No. 535-091118-15-16-17 instructed this Department to "continuously monitor and be vigilant in the supervision of all other island resorts to avoid also having to close these for rehabilitation."

## **5.0 Policy Content and Guidelines**

- 5.1 Relevant local, national, and environmental laws were enacted to uphold the right of the people to a balanced and healthful ecology and ensure environmental protection and conservation.
- 5.2 One of the methods where the LGUs enforce local, national, and environmental laws is through the permitting and licensing processes.
- 5.3 LGUs' enforcement of permitting and licensing processes directly affects the environmental condition of beach tourism sites. Poor enforcement results in infractions of the law such as illegal discharge of waste water, construction of structures in forestlands and easement zones and other violations which ultimately lead to environmental degradation.
- 5.4 This Department established the Boracay Inspection Committee as part of its general plan of action in the on-going rehabilitation of Boracay Island. This led to the increase in the number of compliant establishments and caused the closure of non-compliant establishments in Boracay Island.
- 5.5 Similar to Boracay Island, some ecotourism destinations were identified as priority due to increasing violations of local, national, and environmental laws by CEs and HEs.
- 5.6 Therefore, a Regional Inspection Committee shall be established in the identified priority tourism destinations in order to validate and ensure the compliance of CEs and HEs to relevant local, national, and environmental laws including all applicable permits and licenses.

## **5.7 Roles and Responsibilities**

### **5.7.1 DILG:**

- 5.7.1.1 The Regional Directors are instructed to convene the Provincial Government, Municipal Government, BFP Regional Office, and PNP Regional Office for the establishment of the RIC in their respective jurisdictions.

- 5.7.1.2 The Regional Directors shall supervise the operations of the RIC.
- 5.7.1.3 The Regional Directors shall invite other agencies to join the RIC, such as but not limited to the:
  - 5.7.1.3.1 Department of Environment and Natural Resources (DENR); and
  - 5.7.1.3.2 Department of Tourism (DOT).
- 5.7.1.4 The Regional Directors shall submit regular reports to this Level thru the Beach Tourism Monitoring Team headed by the Undersecretary for Operations.
- 5.7.1.5 The Regional Directors shall cause the widest dissemination of this issuance to the concerned authorities within their respective jurisdictions.

**5.7.2 LGUs:**

- 5.7.2.1 Shall provide available resources and support to the RIC in their respective jurisdictions.
- 5.7.2.2 Shall provide the necessary personnel complement from their licensing, sanitary, engineering and other offices as may be deemed necessary for the effective and efficient operation of the RIC.
- 5.7.2.3 Shall validate during inspections the necessary permits, licenses, and clearances such as but not limited to:
  - 5.7.2.3.1 SEC/CDA/DTI Certificate.
  - 5.7.2.3.2 Barangay Clearance.
  - 5.7.2.3.3 Mayor's Permit.
  - 5.7.2.3.4 PAG-IBIG/SSS/PhilHealth/BIR Registration.
  - 5.7.2.3.5 Zoning Clearance.
  - 5.7.2.3.6 Building Permit.
  - 5.7.2.3.7 Occupancy Permit.
  - 5.7.2.3.8 Sanitary Permit.
  - 5.7.2.3.9 Public Employment Service Office (PESO).
  - 5.7.2.3.10 Desludging Certificate/Discharge Permit.
- 5.7.2.4 Shall verify the provision of a Sewage Treatment Plant (STP) as may be applicable.
- 5.7.2.5 Shall ensure the compliance of CEs and HEs found to be non-compliant with local ordinances and permits and licenses being issued by the LGU.

5.7.2.6 Shall cause the closure of non-compliant establishments after being given due course in accordance with existing laws, rules, and regulations

**5.7.3 BFP:**

5.7.3.1 Shall provide available resources and support to the RICs.

5.7.3.2 Shall provide the necessary personnel complement to the RICs.

5.7.3.3 Shall validate during inspections the necessary certificates such as but not limited to:

5.7.3.3.1 Fire Safety Evaluation Certificate (FSEC).

5.7.3.3.2 Fire Safety Inspection Certificate (FSIC) for Occupancy.

5.7.3.3.3 Fire Safety Inspection Certificate (FSIC) for Business.

5.7.3.4 Shall ensure the compliance of CEs and HEs found to be non-compliant with BFP certificates.

5.7.3.5 Shall cause the closure of non-compliant establishments after being given due course in accordance with existing laws, rules, and regulations

**5.7.4 PNP:**

5.7.4.1 Shall provide available resources and support to the RICs.

5.7.4.2 Shall provide the necessary personnel complement to the RICs.

5.7.4.3 Shall safeguard the RICs during inspections.

5.7.4.4 Shall validate the compliance of establishments to existing laws and local ordinances in relation to the maintenance of peace and order.

**6.0 Penal Provision**

6.1 Non-compliance with the provisions of this Memorandum Circular shall be dealt with in accordance with pertinent laws, rules, and regulations.

**7.0 References**

7.1 Article II, Section 16 of the 1987 Constitution of the Republic of the Philippines.

- 7.2 Republic Act No. 6975, titled "Department of the Interior and Local Government Act of 1990."
- 7.3 Republic Act No. 7160, titled "Local Government Code of 1991".
- 7.4 Administrative Order No. 267, s. 1992, titled "Delegating Certain General Supervisory Powers of the President over Local Governments to the Secretary of Interior and Local Government."
- 7.5 Proclamation No. 475 s. 2018, titled "Declaring a State of Calamity in the Barangays Of Balabag, Manoc-Manoc and Yapak (Island of Boracay) in the Municipality of Malay, Aklan, and Temporary Closure of The Island as a Tourist Destination."
- 7.6 Executive Order No. 53 s. 2018, titled "Creating a Boracay Inter-Agency Task Force, Providing for its Powers and Functions and Those of the Member-Agencies Thereof, and Other Measures to Reverse the Degradation of Boracay Island."
- 7.7 Office of the President - Cabinet Action/Decision File No. 535-091118-15-16-17, titled Soft Opening of Boracay Island and Monitoring of All Island Resorts."

### **8.0 Repealing Clause**

- 8.1 Any provision of other issuances inconsistent herewith are repealed/modified accordingly.

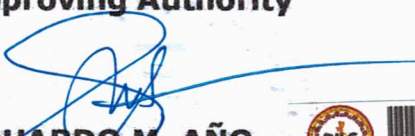
### **9.0 Separability Clause**

- 9.1 Any provision declared unauthorized or rendered invalid by any court of law or competent authority shall not affect the remaining portion and shall remain in full force.

### **10.0 Effectivity**

- 10.1 This Memorandum Circular shall take effect immediately.

### **11.0 Approving Authority**

  
**EDUARDO M. AÑO**  
Secretary



### **12.0 Feedback**

- 12.1 For related inquiries, kindly contact the DILG Beach Tourism Monitoring Team (BTMT) at (02) 925-1135 or through dilg.btmt@gmailcom.