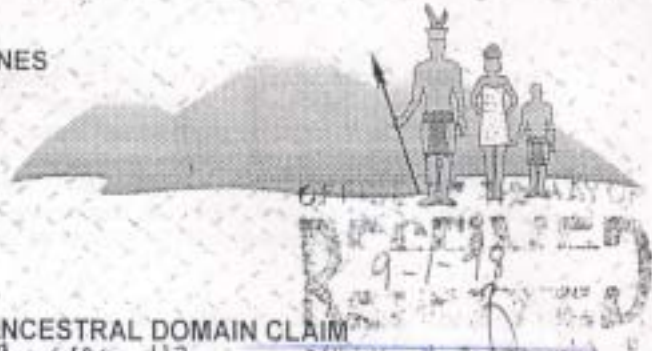




REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF
ENVIRONMENT AND
NATURAL RESOURCES



CERTIFICATE OF ANCESTRAL DOMAIN CLAIM

No. ROA-CADC-113

CERTIFIED TRUE COPY
FROM: DATE: 9-12-01
 ORIGINAL
 PHOTOCOPY
STARCOPY
PAGADIAN CITY

KNOW ALL MEN BY THESE PRESENTS:

WHEREAS, the members of the indigenous cultural communities, otherwise known as indigenous peoples of the Philippines live in ancestral lands and domains which they have possessed and occupied since time immemorial;

WHEREAS, Section 22, Article II, Section 5, Article XII and Section 6, Article XIII of the Constitution mandate the State to recognize and protect the rights of the indigenous cultural communities to their ancestral lands and domains, respect and preserve their culture, and ensure their economic and social well-being;

WHEREAS, in consonance with the intent of the above-cited Constitutional provisions, DENR Administrative Order No. 02, Series of 1993 was issued providing rules and regulations for the identification, delineation and recognition of ancestral land and domain claims and for the issuance by the Secretary of the Department of Environment and Natural Resources of Certificate of Ancestral Land or Domain Claim, as the case may be, to any person or community whose claim has been so appropriately identified and delineated;

WHEREAS, to implement the said Administrative Order, DENR Special Order No. 25, Series of 1993 was issued creating a Special Task Force in each Provincial Environment and Natural Resources Office and Community Environment and Natural Resources Office to identify and delineate the ancestral domain and land claims of the indigenous cultural communities;

WHEREAS, the **SUBANEN** of ZAMBOANGA DEL NORTE has sought identification, delineation and recognition of its ancestral domain claim in respect of an area involving **SIX THOUSAND FIVE HUNDRED TWENTY THREE and 684/1000 (6,523.684)** hectares, more or less, situated in the Municipality of Sicoon, Province of Zamboanga del Norte;

WHEREAS, the members of the **SUBANEN** community understand the scope of their rights and responsibilities as possessors and occupants of the claimed area, and have executed another document hereto marked as ANNEX "A" and made an integral part of this certificate;

Received by:
[Signature]
6-1-99

IX. DIPLOMATIC CITY
RECEIVED
DATE: 6/1/01
TIME: 10:00 AM
INITIAL: [Signature]
ZAMBOANGA DEL NORTE

WHEREAS, the said community through its bonafide tribal leaders, whose names appear in a document hereto marked as ANNEX "B", has shown sufficient proof supportive of its claim on the basis of which, the Provincial Special Task Force on Ancestral Domains of **ZAMBOANGA DEL NORTE** has recommended that the claim be recognized and protected as its ancestral domain claim under the concepts and policy guidelines contained in Department Administrative Order No. 02, Series of 1993, the area covered by said claim being more particularly described in the attached approved map hereto marked as ANNEX "C", both Annexes B and C being made integral parts hereof.

NOW THEREFORE, the **SUBANEN** indigenous cultural community is hereby issued this Certificate of Ancestral Domain Claim which identifies and recognizes its claim and which shall serve as a basic document for the perfection of its rights over the area so identified in accordance with the provisions of the Constitution and relevant laws of the Philippines. Hereafter, said community shall manage the claimed territory based primarily on its indigenous knowledge systems and traditional practices. Provided, however, that the management thereof is in consonance with the principles and objectives of sustainable development as reflected in a corresponding Ancestral Domain Management Plan.


WITNESS my hand and the seal of the Republic of the Philippines this day of OCT 21 1997, in the year of our Lord Nineteen and Hundred and Ninety Seven.



VICTOR O. RAMOS

Secretary
Department of Environment
and Natural Resources

Recommending Approval :


VIRGILIO Q. MARCELO

Undersecretary for
Field Operations


ANTONIO G.M. LA VIÑA

Undersecretary for Legal and Legislative
Affairs and Attached Agencies
and concurrent
OIC, Undersecretary for Environment and
Programs Development


ROMEO T. ACOSTA

Head
Community-Based Forest Management Office

CERTIFICATE OF ANCESTRAL DOMAIN CLAIM

NO. RO9-CADL-113

The rights and responsibilities of the claimant and the Department of Environment and Natural Resources (DENR) in respect of the claimed ancestral domain area (the claimed domain) shall be as follows:

I. Rights and Responsibilities of the Ancestral Domain Claimant:

A. Rights

1. The right to peacefully occupy, cultivate and utilize the land and all natural resources found within the claimed domain in accordance with existing laws, rules and regulations;
2. The right to benefit and to share the profits from the allocation and utilization of natural resources within the claimed domain;
3. The right to regulate, in coordination with the Local Government Units concerned, the entry of migrant settlers, non-government organizations and other similar entities into the claimed domain;
4. The right to negotiate the terms and conditions for the exploitation of natural resources in the claimed domain for the purpose of ensuring the observance of ecological and environmental protection and conservation measures pursuant to national and customary laws, rules and regulations;
5. The right to actively and collectively participate in the formulation of government projects within the claimed domain;
6. The right to lay claim on adjacent areas of the claimed domain which may, after careful and thorough investigation and evaluation by the DENR, be proven to be in fact part of the claimed domain;
7. The right to access and avail of technical, financial and other forms of assistance provided for by the DENR and other government agencies; and
8. The right to claim ownership of all improvements made by them within the claimed domain.

WZ

B. Responsibilities


1. Prepare and implement an Ancestral Domain Management Plan for the claimed domain in accordance with the provisions of Article VI, DAO No. 02, Series of 1993 and in consonance with the principles and objectives of sustainable development and of community-based resource management;
2. Establish and activate indigenous practices and culturally-founded strategies to protect, conserve and develop natural resources and wildlife sanctuaries in the claimed domain;
3. Restore and preserve and maintain a balanced ecology by protecting flora, fauna, watershed areas, and other forest and mineral resources within the claimed domain;
4. Protect and conserve forest trees and other vegetation naturally growing on the claimed domain especially along rivers, streams and channels; and
5. Preserve the natural features of the claimed domain.

II. Rights and Responsibilities of the DENR:

A. Rights

1. The right to regulate the management of the claimed domain and the corresponding natural resources in accordance with existing laws, rules and regulations;
2. The right to have free access to the claimed domain to pursue supervisory functions and to conduct monitoring and evaluation activities; and
3. The right to exercise all other related government functions within the claimed domain which are necessary in the pursuit of sustainable development, equitable access to natural resources, social justice and public interest.

B. Responsibilities

1. Adhere to and promote the policy enunciated under DAO No. 02, Series of 1993 in keeping with the intent and spirit of the pertinent Constitutional provisions protecting the rights of the indigenous peoples to their ancestral lands and domains and their culture; 

2. Protect and ensure the rights of possession, occupation and use of the land and natural resources therein by the claimant community subject to prevailing laws and prior rights, if there be any;
3. Assist in the creation of alternative livelihood opportunities for the community;
4. Extend full support to the community in the formulation and periodic updating of their Ancestral Domain Management Plan;
5. Extend financial and technical assistance to the community in the inventory, protection, rehabilitation and development of the natural resources within the claimed domain;
6. Initiate and pursue the ground survey and mapping of the claimed domain;
7. Assist the community in the protection of the claimed ancestral domain from illegal resource extraction activities and environmentally destructive development programs and projects;
8. Provide the community with sustained information dissemination and community organizing services;
9. Ensure that there is free and informed consent by the community in the implementation of development programs and projects; and
10. Provide the community such services which may be deemed necessary in the overall effort to attain sustainable development in the claimed domain.



VICTOR O. RAMOS

Secretary

Department of Environment and
Natural Resources