

MEMORANDUM OF AGREEMENT

KNOW ALL MEN BY THESE PRESENTS:

This Memorandum of Agreement is entered into by and between:

The **DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES (DENR)**, a national government agency with office address at Visayas Avenue, Diliman, 1100 Quezon City represented herein by its **Secretary, Hon. RAMON JP. PAJE**, hereinafter referred to as "**DENR**";

-and-

The **NATIONAL ANTI-POVERTY COMMISSION (NAPC)**, a national government agency with office address at ATI building, Elliptical Road, Quezon City, represented herein by its **Secretary, Hon. JOSE ELISEO M. ROCAMORA**, hereinafter referred to as "**NAPC**".

WITNESSTH: That

WHEREAS, Executive Order No. 192, Series of 1987, mandates the Department of Environmental and Natural Resources (DENR) to serve as the primary government agency responsible for the sustainable management and development of the country's natural resources;

WHEREAS, Executive Order No. 26 ordered and declared by the implementation of the National Greening Program (NGP) to "pursue sustainable development for poverty reduction, food security, biodiversity conservation, and climate change mitigation and adaptation" as a government policy;

WHEREAS, the executive issuance further recognized the need to harmonize all greening efforts being undertaken by the government, civil society and the private sector;

WHEREAS, the NGP includes areas covered by Community Based Forestry Management Agreements (CBMFA) created under Executive Order No. 263 which among others state that "the government's Social Reform Agenda support people empowerment and the full, meaningful and indispensable participation of communities as immediate stakeholders of the forestland resources in the protection and management of the forest ecosystem";

WHEREAS, the National Anti-Poverty Commission (NAPC) is vested under the Republic Act No. 8425 with the mandate to coordinate poverty reduction programs of the government and ensures that marginalized sectors participate in government decision-making processes, and institutionalizes the government's Social Reform Agenda (SRA) to strengthen and invigorate the partnerships between the national government and the basic sectors;

WHEREAS, the NAPC under RA 8425 is further mandated to advocate for fund mobilization by the national and local governments to finance social reform and poverty alleviation programs and capability building activities of people's organizations as well as provide financial and non-financial incentives to local governments units with counterpart resources for the implementation of social reform and poverty alleviation programs

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Jose Eliseo M. Rocamora
CERTIFIED TRUE COPY

WHEREAS, there is a need to harness concerted support, consolidate resources and efforts toward successful implementation of the government's poverty reduction programs that would achieve economic development in rural communities while safeguarding the environment.

NOW THEREFORE, for and in consideration of the above premises, the parties hereby jointly agree as follows:

1. Implement the Environment and Natural Resources-based Enterprise Development and Management Project, over a period of 12 months, with the goal of establishing sustainable enterprise development plans of community-based organizations and holders of CBFMA identified by the Forest Management Bureau (FMB) in coordination with DENR field offices.
2. Prioritize at least 100 project sites for project implementation in rural communities with existing Community-Based Forest Management Agreements (CBMFAs) and/or social fencing activities.
3. Take into consideration the socio-cultural context and uniqueness of the target communities in the implementation of the project.
4. Commit and share resources and other support services to implement the project within the parties' mandates and areas of responsibilities.
5. Document the implementation processes and lessons learned for possible replication in other subsequent areas.

ROLES AND RESPONSIBILITIES OF THE PARTIES

The DENR through the Forest Management Bureau shall:

1. Provide the framework and guidepost in establishing the Environmental and Natural Resources-based Enterprise Development and Management Project and the National Greening Program.
2. Provide the list of priority 100 CBFMA areas nationwide including descriptions of each CBFMA area.
3. Acknowledge and allow the application of traditional indigenous technology on forest management and protection.
4. Designate focal person/ unit at the national field levels to oversee project implementation.
5. Assist NAPC in incorporating enterprise elements in the activities of the priority 100 CBFMA areas towards financial sustainability while restoring forest cover in their respective CBFMA areas.
6. Provide the amount of the Fifty Million Pesos (P 50,000,000.00) to the account of the National Anti-Poverty Commission for the ENR-based Enterprises Development and Management Project implementation in selected 100 communities which shall be released in three (3) tranches according to the following manner:
 - 6.1 First Tranche: the amount of Seven Million Five Hundred Thousand Pesos (P 7,500,000.00) or 15% of the Total Project Costs shall be released to NAPC upon signing of this Agreement and submission of a Work and Financial Plan for the implementation of this Project for approval of the DENR. The List of 100 CBFMA areas nationwide and the approved Work and Financial Plan shall form part of the MOA.
 - 6.2 Second Tranche: The amount of Twenty Five Million Pesos (P 25,000,000.00) or 50% of the Total Project Cost shall be released after six (6) months from the effectivity of this Agreement provided that NAPC has submitted physical

Handwritten signatures

13. Monitor the status of implementation and submit financial and status report to the DENR on a regular basis.
14. Return to DENR any unused fund or savings generated after the completion of the project.
15. Exercise primary oversight functions over the execution of this Agreement to oversee and monitor the efficient and effective implementation thereof.

DURATION AND EFFECTIVITY

This Memorandum of Agreement shall take effect upon signing by both Parties and shall remain in effect for a period of twelve (12) months.

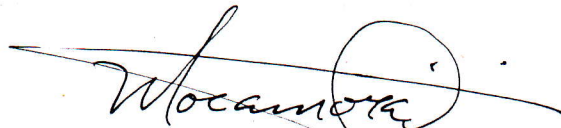
In the event of any doubtful issues that may be raised concerning certain provisions of this Agreement, the Parties shall immediately exert best efforts to settle the same amicably. Otherwise, said issue will be settled through arbitration and/or non-adversarial alternative dispute resolution process.

IN WITNESS WHEREOF, the ~~parties~~ have hereto signed this instrument this _____ day of NOV 05 2012 at _____.


**DEPARTMENT OF ENVIRONMENT
AND NATURAL RESOURCES
(DENR)**

**NATIONAL ANTI-POVERTY
COMMISSION (NAPC)**


RAMON J. P. PAJE
Secretary


JOSE ELISEO M. ROCAMORA
Secretary

SIGNED IN THE PRESENCE OF:


RICARDO L. CALDERON
Director
FOREST MANAGEMENT BUREAU



Natividad Y. Bernardino
BSCAS-Director III

ACKNOWLEDGEMENT

REPUBLIC OF THE PHILIPPINES) S.S
~~QUEZON CITY~~) S.S.

BEFORE ME, a Notary Public for and in the above jurisdiction, personally appeared this
NOV 06 2012 at ~~QUEZON CITY~~, the following:

Name	Resident Cert. No.	Date Issued	Place Issued
RAMON J.P. PAJE			
JOSE ELISEO M. ROCAMORA			

Known to me to be same persons whose executive the foregoing Memorandum of Agreement consisting of five (5) pages including this page on which this Acknowledgement appears and they acknowledged to me that the same is their free and voluntary act and deed.

IN WITNESS WHEREOF, I have hereto set my hand and seal on the date and the place first above mentioned.

Thomas F. Polay Jr.
NOTARY PUBLIC
 UNTIL DECEMBER 31, 2013
 ADM MATTER NO. NP-1 (2012-2013)
 ROLL NO. 16583 / 12 / 1381
 IBP NO. 822239 / 12 / 1381 / D.C.
 PTR NO. 6031363 / 12 / 1381 / Q.C.
 NO. 92 LEGASPI ST PROJECT 4 Q.C.
 MCLE EXEMPTED

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