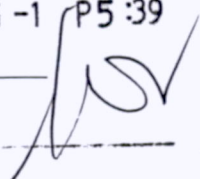


SENATE
P. S. Res No. 815

'18 AUG -1 P5:39

Introduced by Senator Maria Lourdes Nancy S. Binay RECEIVED



RESOLUTION
DIRECTING THE PROPER SENATE COMMITTEES TO CONDUCT AN
INQUIRY, IN AID OF LEGISLATION, REGARDING THE ALLEGED
VIOLATIONS OF REPUBLIC ACT NO. (R.A.) 7076, OTHERWISE KNOWN AS
THE "PEOPLE'S SMALL-SCALE MINING ACT OF 1991" AND PRESIDENTIAL
DECREE NO. (P.D.) 1899 ENTITLED "ESTABLISHING SMALL-SCALE
MINING AS A NEW DIMENSION IN MINERAL DEVELOPMENT", IN THE
VILLAGE OF LA FRATERNIDAD IN THE TOWNS OF TUBAY, AGUSAN DEL
SUR PROVINCE

1 WHEREAS, further to SRN 1338 filed by this representation during the 16th
2 Congress regarding the alleged violations of Republic Act No. (R.A.) 7076, otherwise
3 known as the "People's Small-scale Mining Act of 1991" and Presidential Decree No.
4 (P.D.) 1899 entitled "Establishing Small-scale Mining as a New Dimension in Mineral
5 Development";

6 WHEREAS, an article from The Manila Times, dated November 20, 2017,
7 reported that criminal charges were filed against Caloocan Representative Edgar
8 Erice and miner Patrick Angelo Gutierrez for allegedly falsifying San Roque Metals
9 Inc. (SRMI) mining application documents;

10 WHEREAS, an article from Manila Bulletin, dated July 28, 2018 reported that
11 the Department of Environment and Natural Resources (DENR) Undersecretary
12 Analiza Rebueta's letter to the Department of Justice (DOJ) seeking the
13 investigation of SRMI for allegedly failing to remit to the Bureau of Internal Revenue
14 (BIR) the tax due from the 5 percent of the gross proceeds amounting to millions of
15 pesos;

16 WHEREAS, the Mines and Geosciences Bureau (MGB) of the DENR issued a
17 cease and desist order against SRMI after the account of the firm exceeding the
18 50,000-ton allowed annual volume for small-scale miners;

19 WHEREAS, DENR Usec Rubuelta attached to her letter the complaint from
20 Rodney Basiana of Basiana Mining Exploration Corp. (BMEC);

21 WHEREAS, Rodney Basiana of BMEC accused SRMI of earning revenue
22 amounting to P2.8 billion from unauthorized operations;

23 WHEREAS, a Senate inquiry on the matter is necessary in order to update the
24 appropriate committees and review the government's laws and processes;

25 BE IT RESOLVED, AS IT IS HEREBY RESOLVED, to direct the proper Senate
26 Committees to conduct an inquiry, in aid of legislation, regarding the alleged
27 violations of Republic Act No. (R.A.) 7076, otherwise known as the "People's Small-
28 Scale Mining Act of 1991" and Presidential Decree No. (P.D.) 1899 entitled
29 "Establishing Small-Scale Mining as a New Dimension in Mineral Development", in
30 the village of La Fraternidad in the towns of Tubay, Agusan Del Sur Province.

Adopted,


MARIA LOURDES NANCY S. BINAY
Senator