



HOUSE OF REPRESENTATIVES

H. No. 6235

BY REPRESENTATIVES TAÑADA, MATUGAS, RODRIGUEZ (R.), RODRIGUEZ (M.), CLIMACO, LAGDAMEO (A.), AUMENTADO, CO, BATOCABE, AVANCE-FUENTES, FORTUNO, GARBIN, CELESTE, ALCALA, SARMIENTO (M.), MENDOZA (R.), VALENCIA, VILLAR, MENDOZA (J.), UNABIA, RAMOS, FERNANDEZ, ABAYA, UNGAB, PADILLA, SALIMBANGON, RELAMPAGOS, CERAFICA, ALMARIO, AQUINO, ESCUDERO, VERGARA, CALIMBAS-VILLAROSA, GARIN (J.), SACDALAN, ECLEO, ILAGAN, MARAÑON, PACQUIAO, BAG-AO, ARROYO (I.), GO (A.C.), COSALAN, MIRAFLORES, OCAMPOS, BONOAN-DAVID, OCAMPO, YAP (A.), BARZAGA, DEFENSOR, KHO (A.), GOLEZ (A.), TREÑAS, DIMAPORO (F.), ARAGO, LEDESMA, CERILLES, GARAY, ROMAN, FLORES, PANOTES, TUGNA, EVARDONE, DAZA, ABAD, SAN LUIS, VELASCO, BELLO, DE VENECIA, CASTELO, CAJAYON, LICO, GUANLAO, SEMA, QUISUMBING, CABILAO YAMBAO, ANTONINO, PAYUYO, EJERCITO, MERCADO (R.), CALIXTO-RUBIANO, HERRERA-DY, DEL MAR AND TEODORO, PER COMMITTEE REPORT NO. 2221

AN ACT ESTABLISHING THE PEOPLE'S SURVIVAL FUND, AMENDING FOR THE PURPOSE THE PROVISIONS OF REPUBLIC ACT NO. 9729, OTHERWISE KNOWN AS THE "CLIMATE CHANGE ACT OF 2009"

Be it enacted by the Senate and House of Representatives of the Philippines in Congress assembled:

1 SECTION 1. Section 2 of Republic Act No. 9729, otherwise known as
2 the "Climate Change Act of 2009" is hereby amended to read as follows:

1 “SEC. 2. *Declaration of Policy.* – It is the policy of the
2 State to afford full protection and the advancement of the right of
3 the people to a healthful ecology in accord with the rhythm and
4 harmony of nature. In this light, the State has adopted the
5 Philippine Agenda 21 framework which espouses sustainable
6 development, to fulfill human needs while maintaining the
7 quality of the natural environment for current and future
8 generations.

9 “Towards this end, the State adopts the principle of
10 protecting the climate system for the benefit of humankind, on
11 the basis of climate justice or common but differentiated
12 responsibilities and the Precautionary Principle to guide
13 decision-making in climate risk management. As a party to the
14 United Nations Framework Convention on Climate Change, the
15 State adopts the *ultimate* objective of the Convention which is
16 the stabilization of greenhouse gas concentrations in the
17 atmosphere at a level that would prevent dangerous
18 anthropogenic interference with the climate system which should
19 be achieved within a time frame sufficient to allow ecosystems to
20 adapt naturally to climate change, to ensure that food production
21 is not threatened and to enable economic development to
22 proceed in a sustainable manner. As a party to the Hyogo
23 Framework for Action, the State likewise adopts the strategic
24 goals in order to build national and local resilience to climate
25 change-related disasters.

26 “Recognizing the vulnerability of the Philippine
27 archipelago and its local communities, particularly the poor,
28 women, and children, to potential dangerous consequences of

1 climate change AND GLOBAL WARMING such as INCREASING
2 TEMPERATURES, rising seas, changing landscapes, increasing
3 frequency and/or severity of droughts, fires, floods and storms,
4 climate-related illnesses and diseases, damage to ecosystems,
5 biodiversity loss that affect the country's environment, culture,
6 and economy, the State shall cooperate with the global
7 community in the resolution of climate change issues, including
8 disaster risk reduction. It shall be the policy of the State to
9 enjoin the participation of national and local governments,
10 businesses, nongovernment organizations, local communities and
11 the public to prevent and reduce the adverse impacts of climate
12 change and, at the same time, maximize the benefits of climate
13 change. It shall also be the policy of the State to incorporate a
14 gender-sensitive, pro-children and pro-poor perspective in all
15 climate change and renewable energy efforts, plans and
16 programs. In view thereof, the State shall strengthen, integrate,
17 consolidate and institutionalize government initiatives to achieve
18 coordination in the implementation of plans and programs to
19 address climate change in the context of sustainable
20 development.

21 "Further recognizing that climate change and disaster risk
22 reduction AND MANAGEMENT are closely interrelated and
23 effective disaster risk reduction AND MANAGEMENT will enhance
24 [climate change] adaptive capacity FOR CLIMATE CHANGE,
25 CLIMATE VARIABILITY AND EXTREMES, the State shall integrate
26 disaster risk reduction into climate change programs and
27 initiatives.

1 “Cognizant of the need to ensure that national and
2 sub-national government policies, plans, programs and projects
3 are founded upon sound environmental considerations and the
4 principle of sustainable development, it is hereby declared the
5 policy of the State to systematically integrate the concept of
6 climate change in various phases of policy formulation,
7 development plans, poverty reduction strategies and other
8 development tools and techniques by all agencies and
9 instrumentalities of the government.”

10 SEC. 2. Section 3 of Republic Act. No. 9729 is hereby amended to
11 read as follows:

12 “SEC. 3. *Definition of Terms.* – For purposes of this Act,
13 the following shall [have the corresponding meanings] **BE**
14 **DEFINED AS FOLLOWS:**

15 “(a) [“]Adaptation[”] refers to the adjustment in natural
16 or human systems in response to actual or expected climatic
17 stimuli or their effects, which moderates harm or exploits
18 beneficial opportunities.

19 “(b) [“]Adaptive capacity[”] refers to the ability of
20 ecological, social or economic systems to adjust to climate
21 change including climate variability and extremes, to moderate
22 or offset potential damages and to take advantage of associated
23 opportunities with changes in climate or to cope with the
24 consequences thereof.

25 “(c) [“]Anthropogenic causes[”] refer to causes resulting
26 from human activities or produced by human beings.

1 “(d) [“]Climate Change[”] refers to a change in climate
2 that can be identified by changes in the mean and/or variability
3 of its properties and that persists for an extended period typically
4 decades or longer, whether due to natural variability or as a
5 result of human activity.

6 “(E) CLIMATE FINANCE REFERS TO THE ALLOCATION
7 OF THE GOVERNMENT OF THE REPUBLIC OF THE PHILIPPINES
8 OF RESOURCES TO CLIMATE CHANGE ADAPTATION AND
9 MITIGATION REQUIREMENTS OF VULNERABLE UNITS, GROUPS
10 OR COMMUNITIES, THROUGH FRAMEWORKS, MECHANISM AND
11 PROCESSES ESTABLISHED IN ACCORDANCE WITH THE
12 PROVISIONS OF THIS ACT.

13 “{(e)}(F) [“]Climate Variability[”] refers to the variations
14 in the average state and in other statistics of the climate on all
15 temporal and spatial scales beyond that of individual weather
16 events.

17 “{(f)}(G) [“]Climate Risk[”] refers to the product of
18 climate and related hazards working over the vulnerability of
19 human and natural ecosystems.

20 “{(g)}(H) [“]Disaster[”] refers to a serious disruption of
21 the functioning of a community or a society involving
22 widespread human, material, economic or environmental losses
23 and impacts which exceed the ability of the affected community
24 or society to cope using its own resources.

25 “{(h)}(I) [“]Disaster risk reduction[”] AND
26 MANAGEMENT refers to the [concept and practice of reducing
27 disaster risks through systematic efforts to analyze and manage

1 the causal factors of disasters, including through reduced
2 exposure to hazards, lessened vulnerability of people and
3 property, wise management of land and the environment, and
4 improved preparedness for adverse events} **SYSTEMATIC**
5 **PROCESS OF USING ADMINISTRATIVE DIRECTIVES,**
6 **ORGANIZATIONS, AND OPERATIONAL SKILLS AND CAPACITIES**
7 **TO IMPLEMENT STRATEGIES, POLICIES AND IMPROVED**
8 **COPING CAPACITIES IN ORDER TO LESSEN THE ADVERSE**
9 **IMPACTS OF HAZARDS AND THE POSSIBILITY OF DISASTER.**
10 **PROSPECTIVE DISASTER RISK REDUCTION AND MANAGEMENT**
11 **REFERS TO RISK REDUCTION AND MANAGEMENT ACTIVITIES**
12 **THAT ADDRESS AND SEEK TO AVOID THE DEVELOPMENT OF**
13 **NEW OR INCREASED DISASTER RISKS, ESPECIALLY IF RISK**
14 **REDUCTION POLICIES ARE NOT PUT IN PLACE.**

15 “[(i)](j) [“]Gender mainstreaming[”] refers to the
16 strategy for making **THE CONCERNS AND EXPERIENCES**
17 **OF women[‘s] as well as THOSE OF men[‘s concerns**
18 **and experiences]** an integral dimension of the design,
19 implementation, monitoring, and evaluation of policies and
20 programs in all political, economic, **ENVIRONMENTAL OR**
21 **ECOLOGICAL** and societal spheres so that women and men
22 benefit equally and inequality is not perpetuated. It is the
23 process of assessing the implications for women and men of any
24 planned action, including legislation, policies, or programs in all
25 areas and at all levels.

26 “[(j)](k) [“]Global Warming[”] refers to the increase in
27 the average temperature of the *Earth’s near-surface air and*

1 oceans that is associated with the increased concentration of
2 greenhouse gases in the atmosphere.

3 “[(k)](L) [“Greenhouse effect[”] refers to the process by
4 which the absorption of infrared radiation by the atmosphere
5 warms the Earth.

6 “[(l)](M) [“Greenhouse gases (GHG)[”] refers to
7 constituents of the atmosphere that contribute to the greenhouse
8 effect including, but not limited to, carbon dioxide, methane,
9 nitrous oxide, hydrofluorocarbons, perfluorocarbons and sulfur
10 hexafluoride.

11 “[(m)](N) [“Mainstreaming[”] refers to the integration of
12 policies and measures that address climate change into
13 development planning and sectoral decision-making.

14 “[(n)](O) [“Mitigation[”] in the context of climate
15 change, refers to human intervention to address anthropogenic
16 emissions by sources and removals by sinks of all GHG,
17 including ozone-depleting substances and their substitutes.

18 “[(o)](P) [“Mitigation potential[” shall] refers to the
19 scale of GHG reductions that could be made, relative to emission
20 baselines, for a given level of carbon price (expressed in cost per
21 unit of carbon dioxide equivalent emissions avoided or reduced).

22 “[(p)](Q) [“Sea level rise[”] refers to an increase in sea
23 level which may be influenced by factors like global warming
24 through expansion of sea water as the oceans warm and melting
25 of ice over land and local factors such as land subsidence.

26 “[(q)](R) [“Vulnerability[”] refers to the degree to which
27 a system is susceptible to, or unable to cope with, adverse effects

1 of climate change, including climate variability and extremes.
2 Vulnerability is a function of the character, magnitude, and rate
3 of climate change and variation to which a system is exposed, its
4 sensitivity, and its adaptive capacity.”

5 SEC. 3. Section 4 of Republic Act No. 9729 is hereby amended to read
6 as follows:

7 “SEC. 4. *Creation of the Climate Change Commission.*

8 – There is hereby established a Climate Change Commission,
9 hereinafter referred to as the Commission.

10 “The Commission shall be an independent and
11 autonomous body and shall have the same status as that of a
12 national government agency. It shall be attached to the Office of
13 the President.

14 “The Commission shall be the [sole] LEAD policy-making
15 body of the government which shall be tasked to coordinate,
16 monitor and evaluate the programs and action plans of the
17 government [relating to climate change] **IN ORDER TO ENSURE**
18 **THE MAINSTREAMING OF CLIMATE CHANGE INTO THE**
19 **NATIONAL, SECTORAL AND LOCAL DEVELOPMENT PLANS AND**
20 **PROGRAMS** pursuant to the provisions of this Act.

21 “The Commission shall be organized within sixty (60)
22 days from the effectivity of this Act.”

23 SEC. 4. Section 5 of Republic Act No. 9727 is hereby amended to read
24 as follows:

25 “SEC. 5. *Composition of the Commission.* – The
26 Commission shall be composed of the President of the Republic
27 of the Philippines who shall serve as the Chairperson, and three

1 (3) Commissioners to be appointed by the President, one of
2 whom shall serve as the Vice Chairperson of the Commission.

3 "The Commission shall have an advisory board composed
4 of the following:

5 "(a) Secretary of the Department of Agriculture;

6 "(b) **SECRETARY OF THE DEPARTMENT OF BUDGET AND**
7 **MANAGEMENT;**

8 "[b](c) Secretary of the Department of Energy;

9 "[c](d) Secretary of the Department of Environment and
10 Natural Resources;

11 "[d](e) Secretary of the Department of Education;

12 "(f) **SECRETARY OF THE DEPARTMENT OF FINANCE;**

13 "[e](g) Secretary of the Department of Foreign Affairs;

14 "[f](h) Secretary of the Department of Health;

15 "[g](i) Secretary of the Department of the Interior and
16 Local Government;

17 "[h](j) Secretary of the Department of National
18 Defense, in his capacity as Chair of the National Disaster
19 [Coordinating] **RISK REDUCTION AND MANAGEMENT** Council;

20 "[i](k) Secretary of the Department of Public Works
21 and Highways;

22 "[j](l) Secretary of the Department of Science and
23 Technology;

24 "[k](m) Secretary of the Department of Social Welfare
25 and Development;

1 “[(l)](N) Secretary of the Department of Trade and
2 Industry;

3 “[(m)](O) Secretary of the Department of Transportation
4 and Communications;

5 “[(n)](P) Director-General of the National Economic and
6 Development Authority, in his capacity as Chair of the
7 Philippine Council for Sustainable Development;

8 “[(o)](Q) Director-General of the National Security
9 Council;

10 “(R) CHAIRPERSON OF THE NATIONAL YOUTH
11 COMMISSION;

12 “[(p)](S) Chairperson of the [National] PHILIPPINE
13 Commission [on the Role] of (Filipino) Women;

14 “[(q)](T) President of the League of Provinces;

15 “[(r)](U) President of the League of Cities;

16 “[(s)](V) President of the League of Municipalities;

17 “[(t)](W) President of the Liga ng mga Barangay;

18 “[(u)](X) Representative from the academe;

19 “[(v)](Y) Representative from the business sector; and

20 “[(w)](Z) Representative from nongovernmental
21 organizations.

22 “At least one (1) of the sectoral representatives shall come
23 from the disaster risk reduction community.

24 “The representatives shall be appointed by the President
25 from a list of nominees submitted by their respective groups.

1 They shall serve for a term of six (6) years without
2 reappointment unless their representation is withdrawn by the
3 sector they represent. Appointment to any vacancy shall be only
4 for the unexpired term of the predecessor.

5 "Only the *ex officio* members of the advisory board shall
6 appoint a qualified representative who shall hold a rank of no
7 less than an Undersecretary."

8 SEC. 5. Section 6 of Republic Act No. 9729 is hereby amended to read
9 as follows:

10 "SEC. 6. *Meetings of the Commission.* – The
11 Commission shall [meet once] CONVENE every [three (3)
12 months] FIRST OR LAST MONDAY OF EVERY THIRD MONTH, or
13 as often as IT may [be] deem[ed] necessary [by the
14 Chairperson].

15 "IN THE EVENT THAT THE CHAIRPERSON CANNOT
16 PRESIDE THE MEETING, THE VICE CHAIRPERSON SHALL
17 UNDERTAKE SUCH FUNCTION: *PROVIDED, HOWEVER, THAT A*
18 *RESOLUTION OR DECISION WHICH WAS APPROVED BY THE*
19 *COMMISSIONERS IN SUCH MEETING, MAY BE VETOED BY THE*
20 *CHAIRPERSON WITHIN THIRTY (30) DAYS FROM THE RECEIPT*
21 *OF THE SAME.*

22 "The [Chairperson] COMMISSION may likewise call upon
23 other government agencies for the proper implementation of this
24 Act."

25 SEC. 6. Section 7 of Republic Act No. 9729 is hereby amended to read
26 as follows: '

1 “SEC. 7. *Qualifications, Tenure, Compensation AND*
2 *REMOVAL of Commissioners.* – The Commissioners must be
3 Filipino citizens, residents of the Philippines, at least thirty (30)
4 years of age at the time of appointment, with [at least ten (10)
5 years of] **PROVEN** experience on climate change and of proven
6 honesty and integrity. The Commissioners shall be experts in
7 climate change by virtue of their educational background,
8 training and experience: *Provided, That* at least one (1)
9 Commissioner shall be female: *Provided, further,* That in no
10 case shall the Commissioners come from the same sector:
11 *Provided, finally,* That in no case shall any of the Commissioners
12 appoint representatives to act on their behalf.

13 “The Commissioners shall hold office for a period of six
14 (6) years, and may be [subjected to reappointment]
15 **REAPPOINTED:** *Provided,* That no person shall serve for more
16 than two (2) consecutive terms: *Provided, further,* That in case
17 of a vacancy, the new appointee shall fully meet the
18 qualifications of a Commissioner and shall hold office for the
19 unexpired portion of the term only: *Provided,*
20 [*finally*] **FURTHERMORE,** That in no case shall a Commissioner
21 be designated in a temporary or acting capacity[.]: **PROVIDED,**
22 **FINALLY, THAT ANY COMMISSIONER MAY BE REMOVED FROM**
23 **OFFICE BEFORE THE EXPIRATION OF THE TERM OF OFFICE FOR**
24 **CAUSE OR DUE TO INCAPACITY IN ACCORDANCE WITH DUE**
25 **PROCESS REQUIRED BY LAW.**

26 “The Vice Chairperson and the Commissioners shall have
27 the rank and privileges of a Department Secretary and
28 Undersecretary, respectively. They shall be entitled to

1 corresponding compensation and other emoluments and shall be
2 subject to the same disqualifications.”

3 SEC. 7. Section 9 of Republic Act No. 9729 is hereby amended to
4 read as follows:

5 “SEC. 9. *Powers and Functions of the Commission.*

6 – The Commission shall have the following powers and
7 functions:

8 “[(a) Ensure the mainstreaming of climate change, in
9 synergy with disaster risk reduction, into the national, sectoral
10 and local development plans and programs,]

11 “[b)](A) Coordinate and synchronize climate change
12 programs [of] IN CONSULTATION WITH national government
13 agencies;

14 “[c)](B) Formulate a STRATEGIC Framework [Strategy]
15 on Climate Change to serve as the basis for a program for
16 climate change planning, research and development, extension,
17 and monitoring of activities on climate change;

18 “[d)](C) Exercise policy coordination to ensure the
19 attainment of goals set in the STRATEGIC framework [strategy]
20 and program on climate change;

21 “[e)](D) Recommend legislation, policies, strategies,
22 programs on and appropriations for climate change adaptation
23 and mitigation and other related activities;

24 “[f)](E) Recommend key development investments in
25 climate-sensitive sectors such as water resources, agriculture,
26 forestry, coastal and marine resources, health, and infrastructure

1 to ensure the achievement of national sustainable development
2 goals;

3 “[(g)](F) Create an enabling environment for the design of
4 relevant and appropriate risk-sharing and risk-transfer
5 instruments;

6 “[(h)](G) Create an enabling environment that shall
7 promote broader multi-stakeholder participation and integrate
8 *climate change mitigation and adaptation*;

9 “[(i)](H) Formulate strategies on mitigating GHG and
10 other anthropogenic causes of climate change;

11 “[(j)](I) Coordinate and establish a close partnership with
12 the National Disaster **RISK REDUCTION AND MANAGEMENT**
13 **[Coordinating] Council** in order to increase efficiency and
14 effectiveness in reducing the people’s vulnerability to
15 climate-related disasters;

16 “[(k)](J) In coordination with the Department of Foreign
17 Affairs, represent the Philippines in [the] climate change
18 negotiations **AND LEAD THE CONSTITUTION OF THE PHILIPPINE**
19 **PANEL OF NEGOTIATORS TO THE UNITED NATIONS**
20 **FRAMEWORK CONVENTION ON CLIMATE CHANGE (UNFCCC)**
21 **AND THE FORMULATION OF PHILIPPINE INTERNATIONAL**
22 **NEGOTIATING POSITIONS RELATING TO CLIMATE CHANGE;**

23 “[(l)](K) Formulate and update guidelines for determining
24 vulnerability to climate change impacts and adaptation
25 assessments and facilitate the provision of technical assistance
26 for their implementation and monitoring;

1 “[(m)](L) Coordinate with local government units (LGUs)
2 and private entities to address vulnerability to climate change
3 impacts of regions, provinces, cities and municipalities;

4 “[(n)](M) Facilitate capacity building for local adaptation
5 planning, implementation and monitoring of climate change
6 initiatives in vulnerable AND MARGINALIZED communities and
7 areas;

8 “[(o)](N) Promote and provide technical and financial
9 support to local research and development programs and projects
10 in vulnerable AND MARGINALIZED communities and areas; [and]

11 “[(p)](O) Oversee the dissemination of information on
12 climate change, local vulnerabilities and risks, relevant laws and
13 protocols and adaptation and mitigation measures[.];

14 “(P) ESTABLISH A COORDINATION MECHANISM WITH
15 THE CONCERNED GOVERNMENT AGENCIES TO ENSURE
16 TRANSPARENCY AND COHERENCE IN THE ADMINISTRATION OF
17 CLIMATE CHANGE FUNDS TAKING INTO CONSIDERATION THE
18 OFFICIAL PHILIPPINE POSITION IN INTERNATIONAL
19 NEGOTIATIONS; AND

20 “(Q) PERFORM SUCH OTHER FUNCTIONS AS MAY BE
21 NECESSARY FOR THE EFFECTIVE IMPLEMENTATION OF THIS
22 ACT.”

23 SEC. 8. Section 11 of Republic Act No. 9729 is hereby amended to
24 read as follows:

25 “SEC. 11. *NATIONAL STRATEGIC Framework [Strategy]*
26 *and Program on Climate Change.* – The Commission shall,
27 within six (6) months from the effectivity of this Act, formulate a

1 **NATIONAL STRATEGIC Framework [Strategy] on Climate**
2 **Change.** The Framework shall serve as the basis for a program
3 for climate change planning, research and development,
4 extension, and monitoring of activities to protect vulnerable **AND**
5 **MARGINALIZED** communities from the adverse effects of climate
6 change.

7 “The Framework shall be formulated based on climate
8 change vulnerabilities, specific adaptation needs, and mitigation
9 potential, and in accordance with the international agreements.

10 “The Framework shall be reviewed every three (3) years,
11 or as may be deemed necessary. **THE REVIEW OF THE**
12 **FRAMEWORK SHALL INVOLVE A PARTICIPATORY AND**
13 **INTERACTIVE PROCESS.”**

14 **SEC. 9.** Section 12 of Republic Act No. 9729 is hereby amended to
15 read as follows:

16 “*SEC. 12. Components of the NATIONAL STRATEGIC*
17 *Framework [Strategy] and Program on Climate Change.* – The
18 Framework shall include, but not limited to, the following
19 components:

- 20 “(a) National priorities;
21 “(b) Impact, vulnerability and adaptation assessments;
22 “(c) Policy formulation;
23 “(d) Compliance with international commitments;
24 “(e) Research and development;
25 “(f) Database development and management;
26 “(g) Academic programs, capability building and
27 mainstreaming;
28 “(h) Advocacy and information dissemination;

1 “(i) Monitoring and evaluation; and

2 “(j) Gender mainstreaming.”

3 SEC. 10. Section 15 of Republic Act No. 9729 is hereby amended to
4 read as follows:

5 “SEC. 15. *Role of Government Agencies.* – To ensure
6 the effective implementation of the framework strategy and
7 program on climate change, concerned agencies shall perform
8 the following functions:

9 “(A) **THE DEPARTMENT OF BUDGET AND**
10 **MANAGEMENT (DBM) SHALL UNDERTAKE THE FORMULATION**
11 **OF THE ANNUAL NATIONAL BUDGET THAT ENSURES THE**
12 **APPROPRIATE PRIORITIZATION AND ALLOCATION OF FUNDS TO**
13 **SUPPORT THE ANNUAL PROGRAM OF GOVERNMENT,**
14 **INCLUDING CLIMATE CHANGE-RELATED PROGRAMS AND**
15 **PROJECTS;**

16 “[(a)](B) The Department of Education (DepED) shall
17 integrate climate change into the primary and secondary
18 education curricula and/or subjects, such as, but not limited to,
19 science, biology, sibika, history, including textbooks, primers
20 and other educational materials, basic climate change principles
21 and concepts;

22 “[(b)](C) The Department of the Interior and Local
23 Government (DILG) and Local Government Academy shall
24 facilitate the development and provision of a [training]
25 **CAPACITY-BUILDING** program for LGUs in climate change,
26 **INCLUDING THE PROVISION OF NECESSARY AND APPROPRIATE**
27 **TECHNOLOGY.** The [training] program shall include
28 socioeconomic, geophysical, policy, and other content necessary

1 to address the prevailing and forecasted conditions and risks of
2 particular LGUs. It shall likewise focus on women and children,
3 especially in the rural areas, since they are the most vulnerable;

4 “[(c)](D) The Department of Environment and Natural
5 Resources (DENR) shall oversee the establishment and
6 maintenance of a climate change information management
7 system and network, including on climate change risks, activities
8 and investments, in collaboration with other concerned national
9 government agencies, institutions and LGUs;

10 “(E) THE DEPARTMENT OF FINANCE (DOF) SHALL
11 COORDINATE WITH THE COMMISSION ON MATTERS
12 CONCERNING FISCAL, MONETARY, TRADE AND OTHER
13 ECONOMIC POLICIES RELATED TO CLIMATE CHANGE AND
14 MONITOR AND REPORT MEASURES INVOLVING CLIMATE
15 FINANCE;

16 “[(d)](F) The Department of Foreign Affairs (DFA) shall
17 review international agreements related to climate change and
18 make the necessary recommendation for ratification and
19 compliance by the government on matters pertaining thereto;

20 “(G) THE DEPARTMENT OF SCIENCE AND
21 TECHNOLOGY (DOST), THROUGH THE PHILIPPINE
22 ATMOSPHERIC, GEOPHYSICAL AND ASTRONOMICAL SERVICES
23 ADMINISTRATION (PAGASA), SHALL PROMOTE, ASSIST AND,
24 WHERE APPROPRIATE, UNDERTAKE SCIENTIFIC AND
25 TECHNOLOGICAL RESEARCH AND DEVELOPMENT, INCLUDING
26 ACTIVITIES RELATIVE TO OBSERVATION, COLLECTION,
27 ASSESSMENT AND PROCESSING OF CLIMATE-RELATED DATA
28 SUCH AS, BUT NOT LIMITED TO, RAINFALL, SEA-LEVEL-RISE,

1 EXTREME WEATHER EVENTS, RISE IN TEMPERATURES, AND
2 RECORDS OF SEVERE DROUGHTS MONITORED OVER LONG
3 PERIODS OF TIME, IN COORDINATION WITH LGUs IN
4 PRIORITY/TARGET MONITORING SITES, FOR THE BENEFIT OF
5 AGRICULTURE, COMMERCE AND INDUSTRY AND IN OTHER
6 AREAS IDENTIFIED TO BE VITAL TO THE COUNTRY'S
7 DEVELOPMENT;

8 “(H) THE NATIONAL YOUTH COMMISSION (NYC)
9 SHALL, IN COORDINATION WITH THE CLIMATE CHANGE
10 COMMISSION, FACILITATE AND PROVIDE TRAINING PROGRAMS
11 FOR THE YOUTH ON CLIMATE CHANGE. THE TRAINING
12 PROGRAM SHALL BE DESIGNED TO EDUCATE THE YOUTH ON
13 DIFFERENT ADAPTATION AND MITIGATION MEASURES
14 THROUGH RELEVANT ENVIRONMENTAL POLICY FORMULATION
15 AND PROJECT MANAGEMENT AND IMPLEMENTATION. IT
16 SHALL ALSO DESIGNATE OFFICIAL YOUTH REPRESENTATIVES
17 IN THE FORMULATION, PLANNING AND IMPLEMENTATION OF
18 THE NATIONAL AND LOCAL CLIMATE CHANGE ACTION PLAN;

19 [e](i) *The Philippine Information Agency (PIA)* shall
20 disseminate information on climate change, local vulnerabilities
21 and risk, relevant laws and protocols and adaptation and
22 mitigation measures; and

23 “[f](j) Government financial institutions, shall, any
24 provision in their respective charters to the contrary
25 notwithstanding, provide preferential financial packages for
26 climate change-related projects. In consultation with the Bangko
27 Sentral ng Pilipinas (BSP), they shall, within thirty (30) days
28 from the effectivity of this Act, issue and promulgate the
29 implementing guidelines therefor.

1 “The Commission shall evaluate, recommend the approval
2 of loans and monitor the use of said funds of LGUs.”

3 SEC. 11. Section 16 of Republic Act No. 9729 is hereby amended to
4 read as follows:

5 “SEC. 16. *Coordination with Various Sectors.* – In the
6 development and implementation of the National Climate
7 Change Action Plan, and the local action plans, the Commission
8 shall CONSULT AND coordinate with the nongovernment
9 organizations (NGOs), civic organizations, academe, people’s
10 organizations, the private and corporate sectors and other
11 concerned stakeholder groups.”

12 SEC. 12. Section 17 of Republic Act No. 9729 is hereby amended to
13 read as follows:

14 “SEC. 17. *Authority to Receive Donations and/or Grants.*
15 – The Commission is hereby authorized to accept grants,
16 contributions, donations, endowments, bequests, or gifts in cash,
17 or in kind from local and foreign sources in support of the
18 development and implementation of climate change programs
19 and plans: *Provided*, That in case of donations from foreign
20 governments, acceptance thereof shall be subject to prior
21 clearance and approval of the President of the Philippines upon
22 recommendation of the [Secretary of Foreign Affairs]
23 **DEPARTMENT OF FINANCE:** *Provided, further*, That such
24 donations shall not be used to fund personal services
25 expenditures and other operating expenses of the Commission.

26 “The proceeds shall be used to finance:

27 “(a) Research, development, demonstration and
28 promotion of technologies;

1 “(b) Conduct of assessment of vulnerabilities to climate
2 change impacts, resource inventory, and adaptation capability
3 building;

4 “(c) Advocacy, networking and communication activities
5 in the conduct of information campaign; and

6 “(d) Conduct of such other activities reasonably
7 necessary to carry out the objectives of this Act, as may be
8 defined by the Commission.”

9 SEC. 13. New Sections 19 to 22 are hereby inserted after Section 18 of
10 Republic Act No. 9729. All succeeding sections are hereby renumbered
11 accordingly:

12 **“SEC. 19. PEOPLE’S SURVIVAL FUND. – THERE IS**
13 **HEREBY ESTABLISHED A SPECIAL FUND IN THE NATIONAL**
14 **TREASURY, HEREINAFTER REFERRED TO AS THE PEOPLE’S**
15 **SURVIVAL FUND (PSF), FOR THE FINANCING OF ADAPTATION**
16 **PROGRAMS AND PROJECTS BASED ON THE NATIONAL**
17 **STRATEGIC FRAMEWORK.**

18 **“THE AMOUNT OF FIVE HUNDRED MILLION PESOS**
19 **(P500,000,000.00) SHALL BE APPROPRIATED UNDER THE**
20 **GENERAL APPROPRIATIONS ACT (GAA) AS OPENING BALANCE**
21 **OF THE PSF. THEREAFTER, THE BALANCE OF THE PSF FROM**
22 **ALL SOURCES INCLUDING THE AMOUNT APPROPRIATED IN THE**
23 **GAA FOR THE CURRENT YEAR SHALL NOT BE LESS THAN FIVE**
24 **HUNDRED MILLION PESOS (P500,000,000.00): PROVIDED,**
25 **THAT THE BALANCE OF THE PSF MAY BE INCREASED AS THE**
26 **NEED ARISES, SUBJECT TO REVIEW AND EVALUATION BY THE**
27 **OFFICE OF THE PRESIDENT AND THE DBM OF THE**
28 **ACCOMPLISHMENTS OF THE COMMISSION AND OTHER**

1 CONCERNED LGUS: *PROVIDED, FURTHER, THAT THE PSF*
2 *SHALL NOT BE USED TO FUND PERSONAL SERVICES AND OTHER*
3 *OPERATIONAL EXPENSES OF THE COMMISSION: PROVIDED,*
4 *FURTHERMORE, THAT THE BALANCE OF THE PSF INCLUDING*
5 *THE AMOUNT APPROPRIATED IN THE GAA WHICH SHALL*
6 *FORM PART OF THE FUND SHALL NOT REVERT TO*
7 *THE GENERAL FUND: PROVIDED, FINALLY, THAT THE*
8 *COMMISSION SHALL SUBMIT TO CONGRESS AND TO THE DBM*
9 *A SEMI-ANNUAL PHYSICAL/NARRATIVE AND FINANCIAL*
10 *REPORT ON THE UTILIZATION OF THE PSF.*

11 "THE PSF MAY BE AUGMENTED BY DONATIONS,
12 ENDOWMENTS, GRANTS AND CONTRIBUTIONS, WHICH SHALL
13 BE EXEMPT FROM DONOR'S TAX AND BE CONSIDERED AS
14 ALLOWABLE DEDUCTIONS FROM THE GROSS INCOME OF THE
15 DONOR, IN ACCORDANCE WITH THE PROVISIONS OF THE
16 NATIONAL INTERNAL REVENUE CODE OF 1997, AS AMENDED.

17 "THE PSF SHALL BE USED FOR ACTIVITIES THAT
18 ACTUALLY, DIRECTLY AND EXCLUSIVELY SUPPORT PRIORITY
19 ADAPTATION PROJECTS AND PROGRAMS ADOPTED PURSUANT
20 TO CLIMATE CHANGE ACTION PLANS OF THE LOCAL
21 GOVERNMENTS AND WHICH ARE IDENTIFIED AND APPROVED
22 BY THE COMMISSION FOR FUNDING BY THE PEOPLE'S
23 SURVIVAL FUND BOARD, HEREINAFTER CREATED, BASED ON
24 PRIOR CONSULTATIONS WITH AND IDENTIFIED PRIORITIES OF
25 LOCAL GOVERNMENTS. SUCH FUND SHALL BE USED TO
26 SUPPORT, GRANT, FINANCE OR OTHERWISE ASSIST ACTIVITIES
27 SUCH AS, BUT NOT LIMITED TO, THE FOLLOWING:

28 "(A) ADAPTATION ACTIVITIES, WHERE SUFFICIENT
29 INFORMATION IS AVAILABLE TO WARRANT SUCH ACTIVITIES,

1 IN THE AREAS OF WATER RESOURCES MANAGEMENT, LAND
2 MANAGEMENT, AGRICULTURE AND FISHERIES, HEALTH,
3 INFRASTRUCTURE DEVELOPMENT, FRAGILE ECOSYSTEMS
4 INCLUDING MOUNTAINOUS ECOSYSTEMS, AND INTEGRATED
5 COASTAL ZONE MANAGEMENT;

6 “(B) IMPROVEMENT OF THE MONITORING OF
7 VECTOR-BORNE DISEASES TRIGGERED BY CLIMATE CHANGE
8 AND, IN THIS CONTEXT, IMPROVING DISEASE CONTROL AND
9 PREVENTION;

10 “(C) FORECASTING AND EARLY WARNING SYSTEMS AS
11 PART OF PREPAREDNESS FOR CLIMATE-RELATED HAZARDS;

12 “(D) SUPPORTING INSTITUTIONAL CAPACITY-BUILDING,
13 BOTH FOR NATIONAL AND LOCAL GOVERNMENTS, IN
14 PARTNERSHIP WITH LOCAL COMMUNITIES AND CIVIL SOCIETY
15 GROUPS, FOR PREVENTIVE MEASURES, PLANNING,
16 PREPAREDNESS AND MANAGEMENT OF IMPACTS RELATING TO
17 CLIMATE CHANGE, INCLUDING CONTINGENCY PLANNING, IN
18 PARTICULAR, FOR DROUGHTS AND FLOODS IN AREAS PRONE TO
19 EXTREME WEATHER EVENTS;

20 “(E) STRENGTHENING EXISTING, AND WHERE NEEDED,
21 ESTABLISH NATIONAL AND REGIONAL CENTERS AND
22 INFORMATION NETWORKS FOR RAPID RESPONSE TO EXTREME
23 WEATHER EVENTS; AND

24 “(F) SERVING AS A GUARANTEE FOR RISK INSURANCE
25 NEEDS FOR FARMERS, AGRICULTURAL WORKERS AND OTHER
26 STAKEHOLDERS.

27 “THE FUND SHALL BE SUPPLEMENTARY TO ANY ANNUAL
28 APPROPRIATIONS ALLOCATED BY RELEVANT GOVERNMENT
29 AGENCIES FOR CLIMATE CHANGE-RELATED PROGRAMS AND

1 PROJECTS AND BY LGUs UNDER THE GAA. THE FUND SHALL
2 BE FLEXIBLE TO ALLOW CO-SHARING ARRANGEMENTS SUCH
3 AS, BUT NOT LIMITED TO, CO-FINANCING BETWEEN
4 GOVERNMENT, LOCAL COMMUNITIES, PRIVATE SECTOR
5 AND/OR OTHER LOCAL NONGOVERNMENT ENTITIES.”

6 “SEC. 20. *THE PEOPLE'S SURVIVAL FUND BOARD.*

7 - THERE IS HEREBY CREATED THE PEOPLE'S SURVIVAL FUND
8 BOARD, HEREINAFTER REFERRED TO AS THE PSF BOARD,
9 CHAIRED BY THE SECRETARY OF THE DEPARTMENT OF
10 FINANCE (DOF). IT SHALL BE COMPOSED OF THE
11 FOLLOWING:

12 “(A) THE DEPARTMENT OF FINANCE;

13 “(B) THE DEPARTMENT OF BUDGET AND
14 MANAGEMENT;

15 “(C) THE NATIONAL ECONOMIC AND DEVELOPMENT
16 AUTHORITY (NEDA), IN THEIR CAPACITY AS CHAIR OF THE
17 PHILIPPINE COUNCIL FOR SUSTAINABLE DEVELOPMENT;

18 “(D) THE DEPARTMENT OF THE INTERIOR AND LOCAL
19 GOVERNMENT;

20 “(E) A REPRESENTATIVE FROM THE BUSINESS SECTOR
21 WITH OBSERVER STATUS; AND

22 “(F) A REPRESENTATIVE FROM THE NONGOVERNMENT
23 ORGANIZATIONS WITH OBSERVER STATUS.

24 “*PROVIDED*, THAT THE REPRESENTATIVES OF
25 GOVERNMENT AGENCIES SHALL BE ASSIGNED BY THEIR
26 RESPECTIVE SECRETARIES AND SHALL HAVE A RANK OF AN
27 UNDERSECRETARY: *PROVIDED, FURTHER*, THAT THE BUSINESS
28 AND NGO MEMBERS OF THE PSF BOARD ARE PROHIBITED

1 FROM ACCESSING THE FUND WITHIN THEIR TERM AS SET BY
2 THE COMMISSION AND A YEAR AFTER THEIR TENURE IN THE
3 PSF BOARD HAS ENDED.

4 "THE PSF BOARD SHALL HAVE THE FOLLOWING
5 POWERS AND FUNCTIONS:

6 "(1) TO FORMULATE GUIDELINES, INCLUDING THE
7 NECESSARY INSTRUMENTS, FOR THE UTILIZATION OF THE
8 FUND WITHIN NINETY (90) DAYS FOLLOWING THE EFFECTIVITY
9 OF THIS ACT;

10 "(2) TO REPORT TO THE COMMISSION ALL
11 DISBURSEMENTS OF APPROVED PROPOSALS;

12 "(3) TO IDENTIFY ADDITIONAL WINDOWS FOR
13 FINANCING AND PROVIDE SCHEMES FOR MATCHING PROJECT
14 PROPOSALS WITH APPROPRIATE FUNDING STREAMS;

15 "(4) TO ASSIST THE COMMISSION IN PREPARING
16 PROPOSALS FOR SUBMISSION TO VARIOUS FUNDING AGENCIES;

17 "(5) TO ADOPT A POLICY ON CONFLICT OF INTEREST
18 TO ENSURE THAT BOARD MEMBERS WILL NOT VOTE ON
19 PROJECTS WHEN THEY HAVE A DIRECT STAKE THEREIN; AND

20 "(6) TO ENSURE INDEPENDENT EVALUATION AND
21 AUDITING OF ACTIVITIES SUPPORTED BY THE FUND, TAKING
22 INTO CONSIDERATION THE PRINCIPLES OF TRANSPARENCY
23 AND ACCOUNTABILITY."

24 "*SEC. 21. ROLE OF THE COMMISSION IN THE*
25 *UTILIZATION OF THE PEOPLE'S SURVIVAL FUND. - THE*
26 *COMMISSION SHALL SET THE STRATEGIC DIRECTION ON*
27 *CLIMATE ADAPTATION. UTILIZING THE EXPERTISE OF THE*
28 *ADVISORY BOARD, IT SHALL EVALUATE, REVIEW AND*
29 *APPROVE THE PROPOSALS TO BE SUBMITTED TO THE PSF*

1 **BOARD FOR FUNDING. THE CRITERIA FOR THE USE OF THE**
2 **FUND SHALL BE BASED ON, BUT NOT LIMITED TO, THE**
3 **FOLLOWING:**

4 **“(A) LEVEL OF VULNERABILITY;**

5 **“(B) LEVEL OF URGENCY AND RISK ARISING FROM THE**
6 **DELAY;**

7 **“(C) PARTICIPATION OF AFFECTED COMMUNITIES IN**
8 **THE DESIGN OF PROJECT;**

9 **“(D) ENSURING ACCESS TO THE FUND IN A BALANCED**
10 **AND EQUITABLE MANNER;**

11 **“(E) LESSONS LEARNED IN PROJECT AND PROGRAMME**
12 **DESIGN AND IMPLEMENTATION TO BE CAPTURED;**

13 **“(F) SECURING REGIONAL CO-BENEFITS TO THE**
14 **EXTENT POSSIBLE WHERE APPLICABLE;**

15 **“(G) MAXIMIZING MULTISECTORAL OR**
16 **CROSS-SECTORAL BENEFITS;**

17 **“(H) ADAPTIVE CAPACITY TO THE ADVERSE EFFECTS**
18 **OF CLIMATE CHANGE;**

19 **“(I) RESPONSIVENESS TO GENDER-DIFFERENTIATED**
20 **VULNERABILITIES; AND**

21 **“(J) AVAILABILITY OF A CLIMATE CHANGE ACTION**
22 **PLAN.**

23 **“THE COMMISSION SHALL DEVELOP GUIDELINES TO**
24 **ACCREDIT LOCAL ORGANIZATIONS SEEKING TO ACCESS THE**
25 **FUND. ORGANIZATIONS WILL BE ACCREDITED BASED ON**
26 **CRITERIA SUCH AS ORGANIZATIONAL INDEPENDENCE, TRACK**
27 **RECORD IN THE COMMUNITY AND/OR FIELD OR EXPERTISE,**
28 **FINANCIAL MANAGEMENT AND PARTICIPATORY PRACTICES.**

1 “THE COMMISSION SHALL FURTHER PROMULGATE THE
2 RULES AND REGULATIONS TO PROMOTE TRANSPARENCY AND
3 GOOD GOVERNANCE AND TO MAINTAIN THE FIDUCIARY
4 CHARACTER OF THE BOARD IN THE ADMINISTRATION OF THE
5 PSF.”

6 “SEC. 22. *COMMUNITY PARTICIPATION.* – TO ENSURE
7 TRANSPARENCY AND PARTICIPATION OF AFFECTED
8 COMMUNITIES IN THE ADAPTATION PROJECTS TO BE
9 SUPPORTED BY THE FUND, COMMUNITY REPRESENTATIVES
10 AND/OR NGO COUNTERPARTS MAY PARTICIPATE AS
11 OBSERVERS IN THE PROJECT IDENTIFICATION, MONITORING
12 AND EVALUATION PROCESS OF THE COMMISSION.”

13 SEC. 14. *Separability Clause.* – If, for any reason, any section or
14 provision of this Act is declared as unconstitutional or invalid, the other
15 sections or provisions hereof shall not be affected thereby.

16 SEC. 15. *Repealing Clause.* – All laws, ordinances, rules and
17 regulations and other issuances or parts thereof which are inconsistent with this
18 Act are hereby repealed or modified accordingly.

19 SEC. 16. *Effectivity Clause.* – This Act shall take effect fifteen (15)
20 days after its publication in at least two (2) national newspapers of general
21 circulation.

 Approved,

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