

NINETEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
First Regular Session)



Senate
Office of the Secretary

23 MAR 16 A8:51

SENATE
S. No. 2015

RECEIVED BY: _____

Introduced by Senator Jinggoy Ejercito Estrada

AN ACT
DECLARING THE KAPARKAN FALLS LOCATED IN BARANGAY CAGANAYAN,
MUNICIPALITY OF TINEG, PROVINCE OF ABRA AN ECOTOURISM SITE,
AND ESTABLISHING THE KAPARKAN FALLS DEVELOPMENT COUNCIL

EXPLANATORY NOTE

Ecotourism is a form of sustainable tourism within a natural and cultural heritage area where community participation, protection, and management of natural resources, culture, and indigenous knowledge and practices, environmental education and ethics, as well as economic benefits are fostered and pursued for the enrichment of host communities and the satisfaction of visitors.

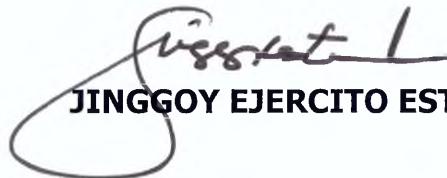
Executive Order No. 111 issued by former President Joseph Ejercito Estrada on 1999 established the guidelines for ecotourism development in the country. It declared as State policy the "development and promotion of sustainable tourism while enjoining the participation of the Filipino people in enhancing the growth and competitiveness of the Philippine economy." It also recognized ecotourism as a viable and sustainable activity that will promote the protection of the environment while contributing to the expansion of the economy.

Pursuant thereto, a National Ecotourism Strategy was crafted which provided the comprehensive framework and integrated management plan in protecting and developing the natural resources and cultural heritage of the country and harnessing their potential toward inclusive development, employment generation, and poverty alleviation.

This bill seeks to declare Kaparkan Falls in Tineg, Abra as an ecotourism site. Kaparkan Falls is a recently discovered natural wonder situated in Barangay Caganayan. Its enchanting beauty, featuring cascading waterfalls in unique multi-tiered rock formation, similar to the majestic Banaue Rice Terraces, captured the hearts of many local and foreign tourists. The inclusion of the Kaparkan Falls as one of the ecotourism sites would ensure the protection of the site against destructive practices, while allowing the municipality and its people to benefit from this magnificent communal asset.

This is the counterpart measure of House Bill No. 1872 filed by Rep. Ching Bernos of the Lone District of Abra in the 19th Congress. A similar bill was already approved by the House of Representatives on Third and Final Reading during the Seventeenth and Eighteenth Congresses.

The passage of this legislation is recommended.



JINGGOY EJERCITO ESTRADA

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

1 Section 1. *Kaparkan Falls Ecotourism Site.* – The Kaparkan Falls located in
2 Barangay Caganayan in the Municipality of Tineg, Province of Abra, is hereby
3 declared an ecotourism site. Pursuant thereto, its development shall be prioritized
4 and supported by the Department of Tourism (DOT), subject to the rules and
5 regulations governing the development of ecotourism sites.

6 Sec. 2. *Technical Description.* – The technical description of the area
7 encompassing the Kaparkan Falls is as follows:

8 PARCEL I pertains to the area beginning at a point marked "1" on the Land
9 Classification Map, with Latitude 17°43'20.045", Longitude 120°49'23.406" situated
10 in Barangay Caganayan, Municipality of Tineg, Province of Abra:

11	thence	N 66°36'3" W	197.74	meters to corner 2;
12	thence	N 42°0'47" W	757.30	meters to corner 3;
13	thence	S 85°16'40" W	779.17	meters to corner 4;
14	thence	N 12°10'7" W	286.49	meters to corner 5;
15	thence	N 77°23'41" W	643.61	meters to corner 6;
16	thence	S 67°44'4" W	718.40	meters to corner 7;

1	thence	N 24°40'5" E	422.70	meters to corner 8;
2	thence	N 13°15'39" W	309.23	meters to corner 9;
3	thence	N 13°15'39" W	796.43	meters to corner 10;
4	thence	N 66°47'45" W	487.84	meters to corner 11;
5	thence	S 40°6'0" W	300.02	meters to corner 12;
6	thence	N 67°42'56" W	377.03	meters to corner 13;
7	thence	N 28°49'58" W	1372.40	meters to corner 14;
8	thence	N 55°40'44" W	1405.10	meters to corner 15;
9	thence	N 16°5'33" W	802.84	meters to corner 16;
10	thence	N 37°22'38" E	1372.04	meters to corner 17;
11	thence	N 47°56'7" W	575.48	meters to corner 18;
12	thence	N 47°56'6" W	2987.39	meters to corner 19;
13	thence	N 43°56'28" W	3073.46	meters to corner 20;
14	thence	N 40°47'23" E	181.17	meters to corner 21;
15	thence	N 41°1'7" W	281.26	meters to corner 22;
16	thence	N 33°46'57" E	1109.68	meters to corner 23;
17	thence	N 88°56'9" E	661.69	meters to corner 24;
18	thence	N 44°36'46" E	667.95	meters to corner 25;
19	thence	S 59°49'30" E	351.17	meters to corner 26;
20	thence	N 24°39'42" E	435.90	meters to corner 27;
21	thence	S 75°5'23" E	578.87	meters to corner 28;
22	thence	N 49°41'30" E	441.90	meters to corner 29;
23	thence	S 85°18'52" E	916.37	meters to corner 30;
24	thence	S 63°41'21" E	232.59	meters to corner 31;
25	thence	S 47°44'2" E	1515.21	meters to corner 32;
26	thence	S 38°22'14" W	254.05	meters to corner 33;
27	thence	S 77°4'26" W	69.41	meters to corner 34;
28	thence	S 42°13'55" W	230.04	meters to corner 35;
29	thence	S 15°38'32" W	193.19	meters to corner 36;
30	thence	S 47°13'19" W	233.74	meters to corner 37;
31	thence	S 33°57'36" W	262.86	meters to corner 38;
32	thence	S 59°52'5" E	1447.06	meters to corner 39;

1	thence	N 43°13'58" E	747.38	meters to corner 40;
2	thence	N 52°34'12" E	338.69	meters to corner 41;
3	thence	S 43°56'23" E	632.71	meters to corner 42;
4	thence	N 65°28'46" E	612.02	meters to corner 43;
5	thence	S 79°33'27" E	719.87	meters to corner 44;
6	thence	S 32°45'9" E	288.29	meters to corner 45;
7	thence	S 23°49'12" W	360.89	meters to corner 46;
8	thence	S 31°32'18" E	403.22	meters to corner 47;
9	thence	S 48°34'20" E	1138.30	meters to corner 48;
10	thence	S 72°34'53" E	240.80	meters to corner 49;
11	thence	S 39°6'26" E	283.88	meters to corner 50;
12	thence	S 37°6'50" W	529.58	meters to corner 51;
13	thence	S 0°22'3" E	652.55	meters to corner 52;
14	thence	S 35°43'5" E	994.36	meters to corner 53;
15	thence	S 11°16'36" E	409.83	meters to corner 54;
16	thence	S 12°0'46" W	966.56	meters to corner 55;
17	thence	S 16°32'51" E	688.54	meters to corner 56;
18	thence	S 19°28'39" W	619.13	meters to corner 57;
19	thence	N 82°45'28" W	628.25	meters to corner 58;
20	thence	N 39°34'10" W	358.96	meters to corner 59;
21	thence	N 74°22'15" W	288.19	meters to corner 60;
22	thence	N 80°8'28" W	28.50	meters to corner 61;
23	thence	S 19°23'4" W	47.33	meters to corner 62;
24	thence	S 2°14'12" W	52.25	meters to corner 63;
25	thence	S 63°20'54" E	203.07	meters to corner 64;
26	thence	S 13°6'8" E	164.61	meters to corner 65;
27	thence	S 50°57'43" W	622.29	meters to corner 66;
28	thence	S 33°13'57" E	783.24	meters to corner 67;
29	thence	S 3°21'33" W	801.22	meters to corner 68;
30	thence	S 20°20'36" E	781.26	meters to corner 69;
31	thence	S 6°56'41" E	689.00	meters to corner 70;
32	thence	S 32°45'50" W	425.67	meters to corner 1,

1 containing an area of 6,827 hectares, more or less.

2 PARCEL II pertains to the area beginning at a point marked "1" on the Land
3 Classification Map, with Latitude 17°46'34.257", Longitude 120°46'52.307" situated
4 in Barangay Caganayan, Municipality of Tineg, Province of Abra:

5	thence	N 47°52'37" W	109.32	meters to corner 2;
6	thence	N 1°53'12" W	180.48	meters to corner 3;
7	thence	N 29°54'10" W	210.51	meters to corner 4;
8	thence	N 8°20'28" W	184.31	meters to corner 5;
9	thence	S 88°7'44" E	124.15	meters to corner 6;
10	thence	N 53°31'33" E	96.36	meters to corner 7;
11	thence	S 19°16'52" E	134.16	meters to corner 8;
12	thence	S 11°49'12" E	171.94	meters to corner 9;
13	thence	N 39°3'16" E	251.05	meters to corner 10;
14	thence	S 2°4'4" W	383.32	meters to corner 11;
15	thence	S 23°31'52" W	156.74	meters to corner 12;
16	thence	S 72°39'18" W	151.01	meters to corner 1.

17 containing an area of seventeen (17) hectares, more or less.

18 *Sec. 3. Kaparkan Falls Development Council.* – The Kaparkan Falls
19 Development Council, hereinafter referred to as the Council, is hereby created. It
20 shall be composed of the following members:

- 21 a) Representative from the Office of the Mayor of the Municipality of Tineg,
22 as Chairperson;
- 23 b) Head of the Tineg Municipal Tourism Office;
- 24 c) Head of the Tineg Municipal Environment and Natural Resources Office;
- 25 d) Representative from the DOT;
- 26 e) Representative from the Department of Environment and Natural
27 Resources (DENR);
- 28 f) Two (2) representatives from the indigenous peoples sector in the
29 Municipality of Tineg; and
- 30 g) Two (2) representatives from the private sector in the Province of Abra.

31 The term of office of the members of the Council shall be coterminous with
32 the incumbent Municipal Mayor of Tineg. The Provincial Government of Abra shall

1 provide a Secretariat for the Council including the funding necessary to cover
2 expenses for the performance of its official functions and activities.

3 *Sec. 4. Functions and Responsibilities of the Council.* – The Council shall have
4 the following functions:

- 5 a) Formulate and implement the Kaparkan Falls Development Plan, in
6 consultation with concerned agencies of the government, local residents,
7 businesses and other stakeholders;
- 8 b) Assess and evaluate the potential impact of the development to the
9 environmental safety and well-being of the ecotourism site, communities
10 and enterprises;
- 11 c) Provide technical and financial assistance to the communities within the
12 ecotourism site;
- 13 d) Formulate rules and regulations in relation to the maintenance and
14 security of the ecotourism site; and
- 15 e) Perform other functions as may be necessary to carry out the objectives of
16 this Act.

17 *Sec. 5. Role of the DOT.* – The DOT shall assist the municipal government of
18 Tineg in the implementation of the Kaparkan Falls Development Plan by providing
19 technical assistance in tourism capacity building. It shall also include the Kaparkan
20 Falls in its national and regional promotion programs.

21 *Sec. 6. Appropriations.* – The funding for the implementation of this Act shall
22 be included in the annual budget of the municipal government of Tineg. The DOT
23 may augment such allocation with internally-generated funds.

24 *Sec. 7. Implementing Rules and Regulations.* – Within sixty (60) days from
25 the effectivity of this Act, the Council shall, in consultation with the DOT, DENR and
26 concerned agencies of the government, promulgate rules and regulations to
27 implement this Act.

28 *Sec. 8. Separability Clause.* – If any provision of this Act shall be declared
29 unconstitutional or invalid, the other provisions not affected thereby shall remain in
30 full force and effect.

1 *Sec. 9. Repealing Clause.* – All laws, rules, regulations, executive orders,
2 proclamations, presidential decrees and other issuances inconsistent with any of the
3 provisions of this Act are hereby deemed repealed or amended accordingly.

4 *Sec. 10. Effectivity.* – This Act shall take effect fifteen (15) days after its
5 publication in the *Official Gazette* or in a national newspaper of general circulation.

Approved,