



REPUBLIKA NG PILIPINAS  
SANGGUNIANG PANLUNGSOD  
LUNGSOD NG ORMOC



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE SEVENTH  
SANGGUNIANG PANLUNGSOD NG ORMOC HELD AT THE HONORABLE  
PLACIDO ENECIO HALL, SANGGUNIANG PANLUNGSOD  
BUILDING ON OCTOBER 5, 1995



PRESENT:

Hon. Benjamin F. Tugonon,	Vice-Mayor & Presiding Officer
Hon. Claudio P. Larrazabal,	Asst. Majority Floor Leader, Kagawad
Hon. Benjamin B. Lladoc,	Kagawad
Hon. Alfredo F. Capahi,	Kagawad
Hon. Manuel T. Fiel,	Kagawad
Hon. Jose C. Alfaro, Jr.,	Kagawad
Hon. Gregorio A. Yrastorza, Jr.,	Kagawad
Hon. Mariano Y. Corro,	Minority Floor Leader, Kagawad
Hon. Fernando P. Parrilla,	Chapter Pres., Liga ng mga Barangay ng Ormoc, Ex-Officio, Kagawad
Hon. Angelyn R. Paca,	SK Federation President, Ex-Officio, Kagawad

ABSENT:

Hon. Celso P. Adolfo, (O.B. - Cagayan de Oro City), Majority Floor  
Leader, Kagawad  
Hon. Sotero M. Pepito, (O.B. - Cebu), Kagawad  
Hon. Jose B. Conejos, Kagawad

RESOLUTION NO. 95-84

A RESOLUTION URGING THE MGA PUNONG BARANGAY ESPECIALLY  
THOSE OF BARANGAYS WHICH ARE COCONUT-AREAS, TO  
DISSEMINATE INFORMATION ON THE SALIENT PROVISIONS,  
HEREIN STATED, OF REPUBLIC ACT NO. 8048, ENTITLED, "AN  
ACT PROVIDING FOR THE REGULATION OF THE CUTTING OF  
COCONUT TREES, ITS REPLENISHMENT, PROVIDING PENALTIES  
THEREFOR AND FOR OTHER PURPOSES", SO AS TO MAKE THEIR  
CONSTITUENTS AWARE OF THIS NEW LAW CONSIDERING THAT THE  
PENALTIES THEREOF ARE QUITE HEAVY.

WHEREAS, Republic Act No. 8048, entitled, "AN ACT PROVIDING FOR THE  
REGULATION OF THE CUTTING OF COCONUT TREES, ITS REPLENISHMENT, PROVIDING  
PENALTIES THEREFOR AND FOR OTHER PURPOSES", took effect upon its  
approval on June 7, 1995 (Section 11 thereof);

WHEREAS, the penalties provided for in the aforecited law are quite  
heavy which are, imprisonment of not less than one (1) year but not more  
than six (6) years, or a fine of not less than Fifty Thousand Pesos  
(P50,000.00), but not more than Five Hundred Thousand Pesos  
(P500,000.00), or both, in the discretion of the court (Section 8  
thereof);

WHEREAS, the salient provisions of said law are, to wit:

SECTION 4. Prohibition. No coconut tree shall be cut  
except in the following cases and only after a permit had been  
issued therefor: a) when the tree is sixty (60) years old;  
b) when the tree is no longer economically productive; c)  
when the tree is disease-infected; d) when the tree is damaged  
by typhoon or lightning; e) when the agricultural land devoted  
to coconut production shall have been converted in accordance



with law into residential, commercial or industrial areas; f) when the land devoted to coconut production shall be converted into other agricultural uses or other agricultural related activities in pursuance to a conversion duly applied for the owner and approved by the proper authorities: Provided, that no conversion shall be allowed by the PCA until after it shall have been verified and certified that for a period of at least three (3) years the majority of the coconut trees have become senescent and economically unproductive or where the coconut farm is not adaptable to sound management practices on account of geographical location, topography, drainage and other conditions rendering the farm economically unproductive; and g) when the tree would cause hazard to life and property. No other causes other than those above-mentioned shall be considered as a valid ground for cutting.

SECTION 5. Permit to Cut - No coconut tree or trees shall be cut unless a permit therefore, upon due application being made, has been issued by the PCA pursuant to Section 6 of this Act.

The applicant shall pay an application fee in the amount of twenty-five pesos (P25.00) for every tree intended to be cut payable to the PCA. Ten Pesos (P10.00) of the fee shall accrue in favor of the PCA, Ten Pesos (P10.00) in favor of the municipal government concerned, and Five Pesos (P5.00) in favor of the barangay unit concerned. The fees shall be used for the PCA's replanting program and for the repair and rehabilitation of roads of the respective local government units which have been damaged by the continuous passage of heavy vehicles used for transporting coconut lumber.

SECTION 6. Authority to Cut - The Philippine Coconut Authority shall have the exclusive authority to grant permit for the cutting of coconut trees. This authority may be delegated to the city or municipal mayors as the PCA may determine.

WHEREAS, to obviate, forestall or prevent our people from innocently violating the provisions of Republic Act No. 8048 due to their ignorance of the existence of said law, it is appropriate, fitting and timely that the important provisions of the law be brought to their attention;

WHEREFORE, on motion of Kagawad Mariano Y. Corro, Chairman, Committee on Laws and Ordinances, jointly seconded by mga Kagawad Jose C. Alfaro, Jr. and Alfredo F. Capahi; be it

RESOLVED, to pass a resolution URGING THE MGA PUNONG BARANGAY ESPECIALLY THOSE OF BARANGAYS WHICH ARE COCONUT-AREAS, TO DISSEMINATE INFORMATION ON THE SALIENT PROVISIONS, HEREIN STATED, OF REPUBLIC ACT NO. 8048, ENTITLED, "AN ACT PROVIDING FOR THE REGULATION OF THE CUTTING OF COCONUT TREES, ITS REPLENISHMENT, PROVIDING PENALTIES THEREFOR AND FOR OTHER PURPOSES", SO AS TO MAKE THEIR CONSTITUENTS AWARE OF THIS NEW LAW CONSIDERING THAT THE PENALTIES THEREOF ARE QUITE HEAVY;

RESOLVED, FURTHER, to furnish copies of this resolution, one each to His Honor, the City Mayor; the Regional Director, Philippine Coconut Authority, Tacloban City; the City Administrator, the DILG-ACLGO Officer, the Barangay Affairs Officer, and the Mga Punong Barangay especially those of barangays which are coconut-areas, -all in Ormoc City;

ENACTED, October 5, 1995.

CARRIED UNANIMOUSLY.

I HEREBY CERTIFY to the correctness of the foregoing resolution.

BENJAMIN S. YUGONON  
Vice Mayor & Presiding Officer

ATTESTED:

*Sumalinog*  
HERMOGENA P. SUMALINOG  
Board Secretary II  
OIC-Secretary to the  
Sangguniang Panlungsod

APPROVED:

*Eufrocino M. Codilla, Sr.*  
EUFROCINO M. CODILLA, SR.  
City Mayor

*10/25/95*  
(Date)