

**[DENR ADMINISTRATIVE ORDER NO. 2004-55,
August 31, 2004]**

**DENR STREAMLINING/PROCEDURAL GUIDELINES PURSUANT TO
THE JOINT DENR-DA-PCSD IMPLEMENTING RULES AND
REGULATIONS OF REPUBLIC ACT NO. 9147 OTHERWISE KNOWN
AS "WILDLIFE RESOURCES CONSERVATION AND PROTECTION
ACT"**

Pursuant to the provisions of the Joint DENR-DA-PCSD Administrative Order No. 01 Series of 2004, this Administrative Order is hereby promulgated for the guidance of all concerned.

**Chapter I
Jurisdiction and Scope of Application**

SECTION 1. Jurisdiction and Scope of Application - The provisions of this Order shall be enforceable for all terrestrial wildlife (plants and animals); amphibians; dugong; crocodile; all turtles and tortoises, waterbirds; and, other wetland species pursuant to Joint DENR-DA-PCSD Administrative Order No. 01, series of 2004 and captive-bred/propagated progenies of said wildlife, found in all areas of the country, including protected areas under Republic Act No. 7586, otherwise known as the National Integrated Protected Areas System (NIPAS) Act, and critical habitats. Further, this Order shall apply to exotic species of the aforementioned wildlife that have been introduced in the country by whatever means, which are subject to trade, are maintained or bred in captivity or propagated in the country. Species listed under the Appendices of the Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES) shall also be governed by this Order.

**Chapter II
Definition of Terms**

SECTION 2. Definition of Terms - For purposes of this Order, the following terms shall be construed as follows:

1. Captive-bred - wildlife born or otherwise produced in a controlled environment;
2. Charges - amount collected for use of a privilege under control of government;
3. CITES Export Permit - permit authorizing an individual to bring, send or transport wildlife listed under the CITES Appendices, including its by-

products or derivatives, from the Philippines to other countries;

4. CITES Import Permit - permit issued authorizing an individual to bring into the Philippines wildlife listed under the CITES Appendices, including its by-products or derivatives, from other countries;

5. CITES Re-export Permit - permit authorizing an individual to bring out of the country wildlife listed under the CITES Appendices, including its by-products or derivatives, which were previously imported;

6. Commercial purposes - activities undertaken to obtain economic benefit, including profit (whether in cash or in kind) and is directed toward resale, exchange, provision of a service or other form of economic use or benefit;

7. Conservation breeding - the process of producing wildlife under controlled conditions or with human intervention for possible release to the wild or other conservation or scientific purposes;

8. Director - the Director of the Protected Areas and Wildlife Bureau

9. Economically Important Species - species which have actual or potential value in trade or utilization for commercial purpose;

10. Exportation - the act of bringing wildlife, its by-products or derivatives out of the country;

11. Fees - amount collected covering administrative costs and services of public offices;

12. Gratuitous Permit - privilege given to an individual, academe, research institution, or organization to capture/harvest and transport wildlife species from the natural habitat for scientific and other authorized purposes.

13. Importation - the act of bringing wildlife, by-products or derivatives into the country;

14. Joint DENR-DA-PCSD A.O. No. 01 Series of 2004 - the implementing rules and regulations of the Republic Act No. 9147 otherwise known as "Wildlife Resources Conservation and Protection Act"

15. Large-scale farming - commercial breeding/propagation of wildlife with capital of more than Php 1,500,000.00;

16. Local Transport Permit (LTP) - permit authorizing individual to bring, carry or ship wildlife, by-products or derivatives acquired from legal sources from the point of origin to the final destination within the country;

17. National Wildlife Management Committee (NWMC) - refers to the Committee created pursuant to Section 6 of the Joint DENR-DA-PCSD

Administrative Order No. 01 tasked to provide technical and scientific advice to the DENR concerning applications for the collection or use of wildlife as may be allowed in this Order.

18. Non-CITES Export Permit - permit authorizing an individual to bring out non-CITES wildlife from the Philippines to any other country;

19. Non-CITES Import Permit - a permit authorizing an individual to bring into the country non-CITES wildlife from another country;

20. Non-CITES Re-export Permit - permit authorizing an individual to bring out of the country non-CITES wildlife which were previously imported;

21. PAMB - refers to the Protected Area Management Board, a decision making body created by RA 7586 which exercises jurisdiction over a protected area within its area of responsibility;

22. Phytosanitary Certificate - document issued by the Bureau of Plant Industry, Department of Agriculture (BPI-DA) for plants or plant products certifying that the specimens are free from pests and conform with the phytosanitary regulations of the country;

23. Prior clearance - endorsement or certification issued by the concerned agencies or bodies prior to collection of wildlife resources;

24. Protected area - identified portions of land and water set aside by reason of their unique physical and biological significance, managed to enhance biological diversity and protected against destructive human exploitation established pursuant to RA 7586;

25. Quarantine/Veterinary Certificate - document issued by the Bureau of Animal Industry, Department of Agriculture (BAI-DA) for animals certifying that these are free from evidence of dangerous communicable animal diseases or exposure thereto;

26. RED - Regional Executive Director, the head of the DENR Regional Offices;

27. Re-Issuance Fee - payment made for processing and issuing of the same document for replacement of expired CITES/non-CITES permit;

28. Registration - act of entering in the official records wildlife species and granting authority to persons, agencies or institutions to maintain the wildlife;

29. Regional Wildlife Management Committee (RWMC) - refers to the Committee at the Regional level that provide technical assistance and scientific advice to the DENR for species under their jurisdiction;

30. Wildlife - refers to wild forms and varieties/strains of flora and fauna, in all developmental stages, such as but not limited to eggs, pupae,

seedlings including those which are in captivity or are being bred or propagated; flora and fauna or those not covered by any legally-accepted document stating that same is a product of registered captive-breeding/propagation shall be presumed to be in wild form;

31. Small-scale Farming - commercial breeding/propagation of wildlife with a capital of PhP 1,500,000.00 or less;

32. Wildlife Collector's Permit (WCP) - permit to take or collect from the wild certain species and quantities of wildlife for commercial breeding/propagation;

33. Wildlife Farm Permit (WFP) - permit to develop, operate and maintain a wildlife breeding farm for conservation, trade and/or scientific purposes;

34. Wildlife Rescue Center - repository of confiscated, donated, retrieved, turned-over or abandoned wildlife species; an establishment where sick, injured, confiscated wildlife are temporarily kept and rehabilitated prior to their release to their natural habitat or implementation of other modes of disposition as may be authorized under existing guidelines;

35. Wildlife Special Use Permit (WSUP) - permit authorizing qualified persons to collect economically important species for direct trade purposes;

Chapter III Conservation and Protection of Wildlife Resources

SECTION 3. National and Regional Wildlife Management Committee - A National Wildlife Management Committee (NWMC) created pursuant to the Rules under Section 6 of the Joint DENR-DA-PCSD Administrative Order No. 01 Series of 2004 shall provide technical assistance and scientific advice to the DENR for species under its jurisdiction. The NWMC shall be composed to PAWB as Chairperson, representative from EMB, FMB and other concerned government agencies, and local scientists with expertise on various fields of discipline on wildlife, such as but not limited to flora, terrestrial vertebrates and invertebrates, social science, economics and veterinary medicine. Stakeholders may be invited as resource persons when necessary.

A Regional Wildlife Management Committee (RWMC) shall likewise be created by the DENR REDs in accordance with the preceding paragraph. The DENR Regional Technical Directors (RTDs) for Protected Area Wildlife and Coastal Zone Management Service (PAWCZMS) shall chair the Committee while the PAWD shall act as Secretariat of the Committee.

SECTION 4. Scientific Researchers on Wildlife - Scientific researches on wildlife shall be allowed upon execution of the following modes or mechanisms: an Affidavit of Undertaking (AU) by the applicant or a Memorandum of Agreement (MOA) with the DENR and issuance of a Gratuitous Permit (GP) by the PAWB Director or the

Regional Executive Director of the DENR Regional Office concerned.

4.1 The following are the requirements for the conduct of scientific researches:

4.1.1 For a foreign entity/institution/individual or a Filipino citizen affiliated with a foreign institution, a MOA shall be executed with the PAWB Director or concerned RED, and a GP may be issued whenever necessary.

- a.1 Research/Project Proposal;
- a.2 Institution's Profile, if applicable;
- a.3 Endorsement from the Head of the Institution; or in the case of an individual researcher, from a recognized expert or a research institution or a conservation organization;
- a.4 Payment of application and processing fees in accordance with Section 11 hereof;
- a.5 In case collection of wildlife is necessary, prior clearance from the affected neighborhood/communities, i.e. concerned LGUs, recognized head of the indigenous people in accordance with RA 8371, or Protected Area Management Board, shall be required for the issuance of GP.

4.1.2 For Conservation Breeding or Propagation Activities, and other Wildlife Conservation/Research Projects initiated by local Non-Government/Academic Institutions, an Affidavit of Undertaking by the applicant shall be submitted to the RED concerned. A GP may be issued whenever necessary.

In addition to the above requirements the habitat rehabilitation, protection and management plan for reintroduction and restocking of captive-bred/propagated individuals (for conservation breeding projects only) shall also be submitted;

4.1.3 For purposes of thesis of students affiliated with local academic institutions and other government initiated or implemented research or scientific projects, the issuance of a Gratuitous Permit by the Regional Executive Director concerned, shall be sufficient.

- a. Research/Project Proposal;
- b. Endorsement letter from the concerned Dean (for student applicants only) or in the case of an individual researcher, from a recognized expert or a research institution or conservation organization;
- c. Prior clearance from the affected neighborhood/communities, i.e. concerned LGUs, recognized head of the indigenous people in accordance with RA 8371, or Protected Area Management Board, shall be required for the issuance of GP.