



DEC 15 2025

**DENR ADMINISTRATIVE ORDER**

No. 2025 - 36

**SUBJECT : GUIDELINES FOR THE PROCESSING OF APPLICATIONS  
FOR ENVIRONMENTAL COMPLIANCE CERTIFICATE (ECC)  
AND CERTIFICATE OF NON-COVERAGE (CNC) FOR  
PROJECTS ON BORACAY ISLAND**

Pursuant to Republic Act No. 11032, "Ease of Doing Business and Efficient Government Service Delivery Act of 2018", Presidential Decree No. 1586, "Establishing the Philippine Environmental Impact Statement (EIS) System" and its Implementing Rules and Regulations, Executive Order (EO) No. 53, series of 2018 creating the Boracay Inter-Agency Task Force (BIATF) to facilitate the rehabilitation and recovery of Boracay Island, and BIATF Resolution No. 2022-01 dated 31 January 2022, confirming the lifting on the moratorium on the construction and issuance of licenses and permits pursuant to Section 3 of the aforementioned EO, this Order is hereby issued to prescribe the following guidelines for the processing of Environmental Compliance Certificate (ECC) and Certificate of Non-Coverage (CNC) applications on all projects within Boracay Island.

**SECTION 1. Basic Policy.** It is the policy of the State to protect and advance the right of the people to a balanced and healthful ecology in accord with the rhythm and harmony of nature. In pursuit of this policy, all projects within the island of Boracay shall be evaluated in consideration of the island's physical and ecological limits to ensure its sustainability.

Consistent with this policy, and in line with the continuing rehabilitation and management of Boracay Island, only new National Government Projects as well as existing structures and expansion projects that are consistent with the approved land use, zoning, and development framework for the island shall be eligible to secure an ECC or CNC under the Philippine EIS System.

**SECTION 2. Objectives.** The primary objective of this Administrative Order is to provide guidelines on the evaluation of the carrying capacity and geological hazards on Boracay Island in the review and processing of ECC and CNC applications.

**SECTION 3. Scope and Coverage.** This Administrative Order shall apply to all existing and expansion projects on Boracay Island that are within the purview of the EIS System. This shall also cover new and existing structures that qualify for the issuance of a CNC.

- 3.1. All existing structures without ECC, expansion projects, and new National Government Projects consistent with the applicable thresholds under the EIS System and taking into account their respective environmental

footprints. New National Government Projects classified as Category C or D under EMB Memorandum Circular No. 2014-05, and its subsequent amendments, shall be required to obtain a CNC prior to project implementation.

- 3.2. The following Projects that are not within the purview of the EIS System but may secure a CNC if needed by the Proponent:
- a. Family Dwellings -Residential structures intended solely for family use and not for commercial use, such as hotels, dormitories, or rental services.
  - b. Local Small Businesses - Sari-sari stores, ambulant vendors, *carenderias*, and other similar projects
  - c. Places of worship
  - d. Public Infrastructure - Waiting sheds, streetlights/lamp posts, level I and II water supply projects, and other similar projects, including those falling under Category D, Annex A Project Thresholds for Coverage Screenings and Categorization provided under EMB MC 2014-05.

#### **SECTION 4. Definition of Terms.**

- 4.1. Environmental Impact Statement (EIS) – a document prepared and submitted by the project Proponent and/or EIA Consultant that serves as an application for an ECC. It is a comprehensive study of the significant impacts of a project on the environment. It includes an Environmental Management Plan/Program that the Proponent will fund and implement to protect the environment.
- 4.2. Environmental Performance Report and Monitoring Plan (EPRM) – documentation of the actual cumulative environmental impacts and effectiveness of current measures for single projects that are operating.
- 4.3. Expansion Projects – projects issued with a valid ECC or CNC that propose additional areas and/or project components/facilities within the area of their present ECC.
- 4.4. Existing Projects – projects that are already existing on Boracay Island but have not applied for an ECC or CNC.
- 4.5. Initial Environmental Examination (IEE) Checklist Report – simplified checklist version of an IEE Report, prescribed by the DENR, to be filled out by a Proponent to identify and assess a project's environmental impacts and the mitigation/enhancement measures to address such impact.
- 4.6. Physical Carrying Capacity – the threshold in terms of the number of structures that can be permitted to be built on a specific environment, considering the limiting factors, beyond which the natural processes of that environment may start to degrade.

**SECTION 5. Requirements for Processing of the Environmental Compliance Certificate (ECC).** All existing structures without ECC, expansion projects, and New National Government Projects covered by the Philippine EIS system shall secure an ECC with the following minimum requirements:

- 5.1. Environmental Impact Statement (EIS) or Initial Environmental Examination (IEE) Checklist Report (whichever is applicable). For EIS, the following must be included, in compliance with DENR Memorandum Order Nos. 2023-01 and 2025-01:
  - a. The proponent's commitment to perform avoidance, mitigation, rehabilitation, and compensatory activities for environmental impact caused by the project;
  - b. The Social Development Plan (SDP)/Corporate Social Responsibility (CSR) shall include the protection of the Northwest Panay Peninsula Natural Park;
  - c. Proximity of the project to the Northwest Panay Peninsula Natural Park;
  - d. The water and power source to be used in the project; and
  - e. The names of the Preparer/s of the EIA Study
- 5.2. Certification from LGU on the compatibility of the proposed project with the existing land use plan and/or Zoning certificate and/or Sangguniang Bayan Resolution on Land Reclassification/Land Use Exemption/ Land Use Conversion
- 5.3. Project layout overlayed in the Google project location map and Site Development Plan signed by registered professional/s
- 5.4. Proof of Authority over the project site, whichever is applicable:
  - a. For public lands: DENR issued tenurial instruments (e.g., Forest Land Use Agreement (FLAg), Forest Land Use Agreement for Tourism Purposes (FLAgT), Foreshore Lease Agreement (FLA), the establishment of an ostensible authority (application duly received by the DENR concerned for the tenurial instrument) over a particular protected area or land of the public domain is sufficient as proof of authority. However, the project shall not be allowed to commence if the said instrument was not issued in favor of the ECC applicant/proponent.
  - b. For private lands: Proof of ownership: land title/s, lease contract, deed of absolute sale, notarized Memorandum of Agreement between the proponent and the owner of the project area, or Usufruct Agreement for projects under the usufruct area, etc.
  - c. For lands under ancestral domain: a copy of the letter filed with the National Commission on Indigenous Peoples (NCIP) on their intent to use the area. However, the project shall not be allowed to commence if the Free, Prior, and Informed Consent (FPIC) is not issued to the proponent. The said FPIC shall be submitted to EMB prior to the implementation.
- 5.5. PENRO certification on the status of land classification, Land Classification Status of the project area, and Certificate of Compliance (CoC) on 25+5 meters easement from the beachfront and/or 15 meters road easement from the centerline as provided under Presidential Proclamation 1064, if applicable

- 5.6. For New Projects, the Proponent shall submit an MGB-Endorsed Engineering Geological and Geohazard Assessment Report (EGGAR) or MGB-issued Geohazard Verification Report (GVR)<sup>1</sup>.

For existing structures without ECC, the proponent shall submit an MGB-endorsed Engineering Geological and Geohazard Assessment Report (EGGAR) with a recommendation from the MGB on the suitability of the site and the safety conditions, to serve as the basis for the EMB's determination on whether to issue an ECC.

- 5.7. ERDB letter of endorsement of the project based on the carrying capacity assessment report
- 5.8. LGU Clearance/Certification for the Physical Carrying Capacity

**SECTION 6. Requirements for Processing of the Certificate of Non-Coverage.** New National Government Projects that are not within the purview of P.D. 1586 and its IRR shall secure a CNC and shall submit the following:

- 6.1. Project Description Report
- 6.2. Duly Notarized Accountability Statement of Proponent
- 6.3. Geotagged photographs of the project site taken for the last fifteen (15) days (North, South, East, and West quadrants)
- 6.4. Site Development Plan signed by Registered Professional/s
- 6.5. Proof of Authority over the Project site
- 6.6. PENRO certification on Land Classification Status of the project area
- 6.7. Certificate of Compliance (CoC) from PENRO/CENRO on 25+5 meters beachfront easement and/or 15 meters road easement from the centerline as required under Presidential Proclamation No. 1064, if applicable
- 6.8. LGU Clearance/Certification for the Physical Carrying Capacity

CNC Applications for projects within Boracay Island shall be filed and processed manually at EMB-Region VI to ensure proper validation and site inspection prior to issuance.

**SECTION 7. EIA Review Committee.** For all ECC Applications of EIS/EPRMP-based projects located within Boracay Island, the Ecosystems Research and Development Bureau (ERDB) and Mines and Geosciences Bureau (MGB) shall be included as Resource Persons in the EIA Review Committee prescribed by EMB Rules and Regulations. They shall provide guidance on reviewing the project in terms of the carrying capacity and the Geohazard Assessment, respectively.

**SECTION 8. ECC Conditions.** The Regional Office shall ensure that the ECC includes the following conditions, which the Proponent must comply with.

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<sup>1</sup> Issued by the MGB and submitted to EMB pursuant to DENR Administrative Order No. 2000-28

- 8.1. The Proponent shall ensure that the wastewater generated is treated through established wastewater treatment facilities and/or sewerage treatment facilities.
- 8.2. That the Proponent shall ensure that all wastewater generated is not introduced to the ambient waters of Boracay Island, which shall result in exceedance of the National Water Quality Guideline Values for Class SB and SC waters.
- 8.3. That the Proponent shall ensure that the solid wastes generated are collected and managed by the Local Government of Malay as provided in the Local Ten-Year Solid Waste Management Plan of Malay, Aklan, and in compliance with the provisions of RA 9003.
- 8.4. That the Proponent shall coordinate with the Local Government of Malay to ensure their adherence to the Traffic Management Plans and Policies of Boracay Island.

**SECTION 9. Fees.** The proponent shall pay filing fees and other charges for the ECC/CNC application in accordance with the prescribed standard fees and charges pursuant to DENR Administrative Order No. 2016-28<sup>2</sup> upon acceptance of the ECC/CNC applications.

Further, the proponent shall shoulder the costs of the review of the EIS/EPRMP and publication of the notice of public hearing, as prescribed under DENR Administrative Order No. 2017-15<sup>3</sup>.

**SECTION 10. Timeframe of Processing and Approving Authority.** The following shall be the timeframe for ECC and CNC Processing, following the rules and regulations of the Ease of Doing Business and Efficient Government Service Delivery Act of 2018 (RA 11032):

| <b>Applications</b>                                  | <b>Timeframe</b> | <b>Approving Authority</b>         |
|------------------------------------------------------|------------------|------------------------------------|
| Environmental Compliance Certificate (ECC) – ECP     | 40 working days  | DENR Secretary/ EMB Director       |
| Environmental Compliance Certificate (ECC) – non-ECP | 20 Working days  | EMB Regional Director<br>Region VI |
| Certificate of Non-Coverage (CNC)                    | 7 working days   | EMB Regional Director<br>Region VI |

The DENR AO 2003-30<sup>4</sup> and DENR AO 2017-15 shall be followed in the processing of ECC applications.

<sup>2</sup> Providing for New Fees and Charges for Various Services of the Environmental Management Bureau

<sup>3</sup> Guidelines on Public Participation under the Philippine Environmental Impact Statement System

<sup>4</sup> Implementing Rules and Regulations for the Philippine Environmental Impact Statement System

**SECTION 11. Requirements Prior to Construction/Implementation of Proposed Projects.** No New Government Projects or expansion projects shall commence unless an ECC/CNC has been granted. Likewise, all necessary permits/clearances from other pertinent government agencies must be secured prior to implementation.

**SECTION 12. Separability Clause.** If any provision of this Order shall be held invalid or unconstitutional, the other portions or provisions hereof which are not affected shall continue in full force and effect.

**SECTION 13. Repealing Clause.** All Orders, Circulars, Memoranda, and other similar issuances inconsistent herewith are hereby revoked, amended, or modified accordingly.

**SECTION 14. Effectivity Clause.** This Order shall take effect fifteen (15) days after its publication in a newspaper of general circulation and upon acknowledgment of three (3) certified copies hereof with the Office of the National Administrative Register (ONAR).

**RAPHAEL P.M. LOTILLA**

Secretary



REPUBLIC OF THE PHILIPPINES  
DEPARTMENT OF ENVIRONMENT  
AND NATURAL RESOURCES



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