

Republic of the Philippines  
Bangsamoro Autonomous Region in Muslim Mindanao  
**BANGMORO TRANSITION AUTHORITY**  
BARMM Compound, Cotabato City

**RESOLUTION NO.** 106

Introduced by:

**Hon. Member of the Parliament ROMEO C. SALIGA**

**RESOLUTION URGING THE NATIONAL COMMISSION ON INDIGENOUS PEOPLES (NCIP), OFFICE OF THE CHIEF MINISTER AND THE OFFICE OF THE SPEAKER TO CREATE APPROPRIATE MECHANISMS TO ELIMINATE OVERLAPPING OF POWERS, FUNCTIONS AND RESPONSIBILITIES BETWEEN NCIP AND THE BANGSAMORO GOVERNMENT THRU THE MINISTRY ON INDIGENOUS PEOPLES AFFAIRS (MIPA)**

**Whereas, Section 22 of Article II of the Philippine Constitution of 1987** provides “The State recognizes and promotes the rights of indigenous cultural communities within the framework of national unity and development”;

**Whereas, Section 9 of Article IV of the Bangsamoro Organic Law (R.A. 11054)** provides “*Rights of Non-Moro Indigenous Peoples.* - The Bangsamoro Government shall recognize and promote the rights of non-Moro indigenous peoples within the framework of the constitution and national laws”;

**Whereas, Section 38, Chapter VII of RA 8371 (Indigenous Peoples Rights Act of 1997)** provides “*National Commission on Indigenous Cultural Communities/Indigenous Peoples (NCIP).* – To carry out the policies herein set forth, there shall be created the National Commission on ICCs/IPs (NCIP), which shall be the primary government agency responsible for the formulation and implementation of policies, plans and programs to promote and protect the rights and well-being of the ICCs/IPs and the recognition of their ancestral domains as well as the rights thereto”;

**Whereas, Section 39 of RA 8371** provides “*Mandate.* – The NCIP shall protect and promote the interest and well-being of the ICCs/IPs with due regard to their beliefs, customs, traditions and institutions”;

**Whereas, Par. 2, 3 and 4 of Section 3 of Article IX of RA 11054 (Bangsamoro Organic Law)** provides “The Bangsamoro Government shall

to formulate and implement policies, plans, and programs to promote the well-being of all Indigenous Peoples in the Bangsamoro Autonomous Region in recognition of their ancestral domain as well as their rights thereto.

Any measures enacted by the Parliament shall in no way diminish the rights and privileges granted to indigenous peoples by virtue of the United Nations Declaration of the Rights of the Indigenous Peoples, and the other laws pertaining to indigenous peoples in the Bangsamoro Autonomous Region.

This Organic Law shall not in any manner diminish the rights and benefits of the non-Moro indigenous peoples in the Bangsamoro Autonomous under the Constitution, national laws, particularly Republic Act No. 8371, otherwise known as the "Indigenous Peoples' Rights Act of 1997".

**Whereas**, glaring from the above-stated provisions that there are overlapping of jurisdiction, programs and policies which may entail future inter-agency strife or conflict to the disadvantage of the non-Moro indigenous peoples within the Bangsamoro Autonomous Region in Muslim Mindanao.

**WHEREFORE, IT IS HEREBY RESOLVED** that this resolution be **APPROVED** to further recognize, respect and protect the rights of the Non-Moro Indigenous Peoples within the Bangsamoro Autonomous Region in Muslim Mindanao.

**FURTHER, IT IS HEREBY RESOLVED** that the National Commission on Indigenous Peoples and the Bangsamoro Government to create appropriate mechanisms to eliminate overlapping power, duties and function between the two agencies which may entail future inter-agency strife or conflict to the disadvantage of the non-Moro indigenous peoples within the Bangsamoro Autonomous Region in Muslim Mindanao.

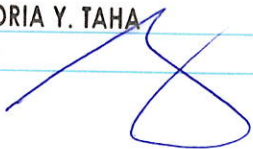
Approved.

Author:

*Romeo C. Saliga*  
**ROMEO C. SALIGA**  
Member of Parliament

Republic of the Philippines  
Bangsamoro Autonomous Region in Muslim Mindanao  
Bangsamoro Transition Authority Parliament  
OFFICE OF THE SECRETARY GENERAL

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By: NORIA Y. TAHA Date: 9-20-19  
Signature:  Time: 4:01