

1 Republic of the Philippines )  
2 Bangsamoro Autonomous Region in Muslim Mindanao )  
3 **BANGSAMORO TRANSITION AUTHORITY** )  
4 Cotabato City )

5  
6 **FIRST REGULAR SESSION**  
7 **BTA Parliament Bill No. 32**  
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29 **“AN ACT CREATING THE RANAW DEVELOPMENT AUTHORITY**  
30 **PRESCRIBING ITS POWERS AND FUNCTIONS AND APPROPRIATING**  
31 **FUNDS THEREFOR”**

32 ***Be it enacted by the Members of the Bangsamoro Parliament***  
33 ***assembled:***

34 **Section 1. *Short Title.*** – This Act shall be known as the **“Ranaw**  
35 **Development Authority Act”** .

36 **Section 2. *Policy.*** – It is hereby declared the policy of the State to  
37 protect and advance the right of the people to a balanced and healthful  
38 ecology in accord with the rhythm and harmony of nature.

39 The Organic Law for the Bangsamoro Autonomous Region in Muslim  
40 Mindanao (BOL) also provides as a matter of policy that the Bangsamoro  
41 Government shall also protect, conserve, rehabilitate and develop inland  
42 waters and aquaculture resources of Lake Lanao, including the  
43 surrounding environments, watersheds, water tributaries, forests and

1 agriculture land. The Bangsamoro Government also aims for the adoption  
2 of programs and projects, to ensure that the maintenance of ecological  
3 balance and biodiversity shall be given priority.

4 It shall also be the policy to explore, develop, and utilize the natural  
5 resources, including surface and subsurface rights, inland waters, coastal  
6 waters, and renewable and nonrenewable resources in the Bangsamoro  
7 Autonomous Region. The protection, conservation, rehabilitation, and  
8 development of forests, coastal, and marine resources, including the  
9 adoption of programs and projects, to ensure the maintenance of  
10 ecological balance and biodiversity shall be given priority, in line with  
11 Section 8, Article XIII, of the BOL.

12 The Bangsamoro Government shall have exclusive powers over  
13 inland waters, including lakes, marshes, rivers, and tributaries within its  
14 territory, except those that provide energy in line with Section 22, Article  
15 XIII, of the BOL.

16 In order to protect and improve the well-being and quality of life of  
17 its inhabitants, the development in the Bangsamoro Autonomous in  
18 Muslim Mindanao (BARMM) shall be carefully planned taking into  
19 consideration the ecological balance and the natural resources that are  
20 available for the use of current and future generations.

21 In the exercise of these powers and functions, the Authority shall  
22 anchor its development and management objectives, plans and programs  
23 on customary principles and practices, including:

- 24 a) *Khilafa wa amanah* (stewardship and trusteeship) – It is the duty of  
25 every person to protect the Lake and its resources for the benefit of  
26 the present and of future generations;
- 27 b) *Amr bi'l-maruf wa nahi 'an 'l-munkar* (enjoining what is right and  
28 forbidding what is wrong) – On this basis, the Authority can regulate  
29 activities that may cause harm to the Lake ecosystem and the health  
30 of local communities;
- 31 c) *Ihya al-mawat* (giving life to dead lands) - Under this principle, the  
32 Authority shall pursue rehabilitation of degraded areas; and
- 33 d) *Tahshin al-'Ardh* (beautifying the earth) - This principle enjoins the  
34 Authority to enhance and develop the area and the natural  
35 resources therein.

36 **Section 3. Definition of Terms.** – The words in this Act are defined  
37 as follows:

- 38 a. “Authority” – whenever cited in this Act shall mean Ranaw  
39 Development Authority;
- 40 b. “Basin” – shall refer to the lake and its watersheds;

- 1 c. “Board” – shall refer to the Board of Directors ~~of the Ranaw~~  
2 Development Authority;
- 3 d. “Shoreland” also known as the “buffer zone” shall refer to the land  
4 at the shore of the lake that is part of the lakebed along the  
5 lakeshore, alternately submerged or exposed by the normal annual  
6 rising and lowering of the lake levels;
- 7 e. “Water Tributaries” – shall refer to a river or stream that enters a  
8 larger body of water especially a lake or river<sup>1</sup>;
- 9 f. “Agricultural Land” – shall refer to lands devoted to or suitable for  
10 the cultivation of the soil, planting of crops, growing of trees, raising  
11 of livestock, poultry, fish or aquaculture production, including the  
12 harvesting of such farm products, and other farm activities and  
13 practices performed in conjunction with such farming operations by  
14 persons whether natural or juridical and not classified by law as  
15 mineral land, forest land, residential land, commercial land, or  
16 industrial land;
- 17 g. “Forest Lands” or forest area include the public forest, the  
18 permanent forest or forest reserves, and forest reservations;
- 19 h. “Aquaculture”- shall refer to fishery operations involving all forms of  
20 raising and culturing fish and other fishery species of fresh,  
21 brackish, and marine water areas
- 22 i. “Aquatic Resources” – shall include fish, all other aquatic flora and  
23 fauna, and all other living resources of the aquatic environment,  
24 including, but not limited to salt and corals
- 25 j. “Fisheries”- shall refer to all activities relating to the act or business  
26 of fishing, culturing, preserving, processing, marketing,  
27 development, conserving, and managing aquatic resources, and the  
28 fishery areas, including the privilege to fish or take aquatic  
29 resources thereof;
- 30 k. “Fishery species”- shall refer to all aquatic flora and fauna,  
31 including, but not restricted to fish, algae, coelenterates, mollusks,  
32 crustaceans, echinoderms and cetaceans.
- 33 l. “Ecological Balance” – shall refer to a state of dynamic equilibrium  
34 within a community of organisms in which genetic, species and  
35 ecosystem diversity remain relatively stable, subject to gradual  
36 changes through natural succession<sup>2</sup>;
- 37 m. “Fish Pond”- shall refer to a land-based facility enclosed with  
38 earthen or stone material to impound water for growing fish;
- 39 n. “Fish pen”- is an artificial enclosure constructed within a body of  
40 water for culturing fish and fishery/aquatic resources made up of

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<sup>1</sup> See “Tributaries,” [www.watereducation.org/aquapedia-background/tributaries](http://www.watereducation.org/aquapedia-background/tributaries)

<sup>2</sup> See “Ecological Balance,” WWF,  
[https://wwf.panda.org/knowledge\\_hub/teacher\\_resources/webfieldtrips/ecological\\_balance/](https://wwf.panda.org/knowledge_hub/teacher_resources/webfieldtrips/ecological_balance/)

1 poles closely arranged in an enclosure with wooden materials,  
2 screen or nylon netting to prevent escape of fish.

3 o. “Fish Cage” – shall refer to an enclosure which is either stationary  
4 or floating made up of nets or screens sewn or fastened together and  
5 installed in the water with opening at the surface or covered and  
6 held in a place by wooden/bamboo posts or various types of anchors  
7 and floats.

8 p. “Endangered, Rare and/or Threatened Species” – shall refer to  
9 aquatic plants, animals, including some varieties of corals and  
10 seashells in danger of extinction as provided for in existing fishery  
11 laws, rules, and regulations or in the Protected Areas and Wildlife  
12 Bureau of the Department of Environment and Natural Resources  
13 (DENR) and in the Convention of the International Trade of  
14 Endangered Species of Flora and Fauna (CITES) ;

15 q. “Exotic/Introduced Species” – shall refer to exotic species, with  
16 respect to a particular ecosystem, refers to any species, including  
17 its larvae, seeds, eggs, spores, or other biological material capable  
18 of propagating the species, which is not native to that ecosystem  
19 (Beck et al., 2008). An exotic species does not necessarily cause  
20 economic or environmental harm to an ecosystem native to, and  
21 restricted to, a particular geographical region. Highly endemic  
22 species, those with very restricted natural ranges, are especially  
23 vulnerable to extinction if their natural habitat is eliminated or  
24 significantly distributed;

25 r. “Endemic species”- native to, and restricted to, a particular  
26 geographical region. Highly endemic species, those with restricted  
27 natural ranges, are especially vulnerable to extinction if their  
28 natural habitat is eliminated or significantly distributed;

29 s. “ Ranaw Region” – shall refer to the inland waters defined as Lake  
30 Lanao along with its shoreland and all other lakes within the  
31 Province of ~~Lanao del Sur~~, including all city, towns and  
32 municipalities within Province of Lanao del Sur;

33 t. “Subsidiary Corporation” – shall refer to a corporation that is  
34 organized or a corporation already in existence wherein at least fifty-  
35 one percent of its shares of stock are owned or controlled by the  
36 organizing ~~or~~ subscribing Authority in this case, the Ranaw  
37 Development Authority, to carry out or accomplish its purposes.

38 **Section 4. Creation of the Ranaw Development Authority.** –

39 There shall be created a regulatory body exercising quasi-judicial powers  
40 and functions to be known as the Ranaw Development Authority to  
41 manage and administer the utilization, exploration and development of the  
42 Lake Lanao and its surrounding natural resources, as well as the  
43 preservation and rehabilitation of the lake and its surrounding  
44 environment and resources.

1           **Section 5. Powers and Functions of the Authority.** – The  
2 Authority, shall have the following powers and functions:

- 3 a)       Conduct a consultative and comprehensive survey of the physical,  
4 natural resources, potentialities and projected ecological risks of  
5 Lake Lanao and the region, particularly its social, cultural,  
6 historical, and economic conditions, hydrologic characteristics,  
7 projected water demand and water stress level, power potentials,  
8 scenic and tourist spots and such other areas of concerns, and  
9 thereafter, craft a comprehensive and detailed Master Plan as basis  
10 for comprehensive planning and management over the Lake Lanao  
11 region, including the conduct of zoning; *Provided that*, the  
12 implementation of all plans, projects, activities and programs of the  
13 Authority pertaining to the exploration, development and  
14 utilization of Lake Lanao as potential source of energy shall comply  
15 with Section 22, Article XIII, of the BOL;
- 16 b)       Make recommendation to other related agencies on financing,  
17 technical support, assistance on any agriculture, forestry,  
18 industrial and trade, fishery resources, , ecological and cultural  
19 tourism energy projects or programs impacting Ranaw Region;
- 20 c)       Study, pass upon, approve or disapprove all plans, programs and  
21 projects proposed by any LGUs, ministry, offices, agencies within  
22 BARMM, public corporations, and private persons or enterprises on  
23 any agriculture, forestry, industrial and trade, fisheries and aquatic  
24 resource, energy projects or programs directly or indirectly  
25 impacting Ranaw Region. *Provided that*, prior to the approval, the  
26 proponent shall consult all stakeholders of Lake Lanao including  
27 but not limited to the representatives of local and indigenous  
28 peoples, civil society organizations and academe who are active on  
29 conservation issues, and hydrology experts;
- 30 d)       Monitor the proper implementation of said plans, programs,  
31 activities and projects, as well as implementing policies consistent  
32 with the objectives and purposes of this Act;
- 33 e)       Undertake various research and studies on fisheries and aquatic,  
34 waste and water quality, sedimentation, soil erosion, forestry,  
35 agricultural, and any natural resources management issue of Lake  
36 Lanao needed as basis for policy formulation or any decision  
37 making in addition to public consultation with the people;
- 38 f)       Prepare a water quality management report and program on a  
39 continuing basis, which the Authority shall carry out with the  
40 assistance and support of the national and local government units  
41 involved in water quality management;
- 42 g)       To exercise exclusive regulatory power and control in the  
43 preservation, protection, development and utilization of the Ranaw  
44 Region and its natural resources, provided that such development

1 and utilization is not for energy purposes, in which case co-  
2 management principle shall apply;

3 h) To set standards for environmental compliance for construction,  
4 operation, rehabilitation management and conservation of the  
5 fisheries and aquatic resources, and maintenance of power plants,  
6 irrigation projects, abattoirs, dams, reservoirs, aquaculture  
7 facilities, roads, wharves, telephones, transmission lines,  
8 transportation systems, water supply, flood control, sewage work,  
9 waste disposal facilities and all other facilities and projects in order  
10 to ensure sustainability of the water resources and protection of  
11 ecological balance, without prejudice to existing national, regional  
12 and local laws;

13 i) Without prejudice to existing environmental laws, establish and  
14 enforce anti-pollution standards and water system quality  
15 guidelines on domestic, municipal commercial and industrial  
16 wastewater effluents being discharged in to the Lake Lanao;

17 j) To regulate the, utilization, management, development,  
18 conservation and allocation system of fisheries and aquatic  
19 resources particularly on the introduction of Foreign Aquatic  
20 Species and on the protection of Rare, Threatened, and  
21 Endangered Species;

22 k) To regulate the utilization, management, development,  
23 conservation and allocation system of fisheries and aquatic  
24 resources particularly on the remaining endemic species of  
25 cyprinids in Lake Lanao.

26 l) Conduct activities that promote cultural, economic,  
27 environmental, and historical importance of Lake Lanao whether  
28 nation|wide or within the region;

29 m) Undertake awareness-raising activities in order to achieve social  
30 inclusion;

31 n) To issue necessary permit or license, collect fees for the use of the  
32 lake waters and its tributaries for all beneficial purposes including  
33 but not limited to fisheries, recreation, water supply for municipal,  
34 industrial and agricultural uses, navigation, irrigation, and waste  
35 disposal purpose or impose penalty for any improper or illegal use;

36 o) Fix, impose, collect, periodically review and adjust reasonable fees  
37 and other related charges for services rendered in the performance  
38 of its mandate;

39 p) To require the local government units within the Ranaw Region to  
40 pass appropriate zoning ordinances and regulatory measures and  
41 to enforce the same with the assistance of the Authority;

42 q) To propose the zoning and reclassification of land to the local  
43 government units concerned;

- 1 r) Require residential houses, clinical and medical establishments,  
2 car and motor repair shops, private and public markets, abattoirs,  
3 private and public buildings and other human settlement within  
4 the Ranaw Region to construct individual and decentralized  
5 wastewater and sanitary treatment plants, or centralized sewerage  
6 systems and sewage treatment facilities. The Authority shall  
7 impose reasonable fees and other similar charges for the issuance  
8 of renewal of all the required permits;
- 9 s) Establish the lake water elevation system in order to ensure the  
10 safety and welfare of the surrounding residents and monitor strict  
11 compliance therewith including the imposition of appropriate  
12 sanctions in case of violations with proper coordination with the  
13 local government units;
- 14 t) Accept grants, donations, gifts, bequests, funds, and/or properties  
15 in whatever form and whatever source intended for the furtherance  
16 of the plans and programs of the Authority subject to coordination  
17 with the appropriate agency and administer the same in  
18 accordance with the terms thereof, or in the absence of any  
19 condition, in such manner consistent with the policy and powers  
20 of the Authority provided for in this Act;
- 21 u) Enter into contract/s with another government agency and/or  
22 private entities to carry out the purposes and objectives of the  
23 Authority;
- 24 v) Issue rules and regulations by a majority vote as may be necessary  
25 to effectively carry out the powers herein provided, including the  
26 plans, programs, activities and projects of the Authority. Such  
27 rules and regulations shall take effect fifteen (15) days after  
28 publication thereof, in a newspaper of general circulation;
- 29 w) Adopt rules and regulations governing the approval of the sewage  
30 works and waste treatment and disposal systems and the  
31 issuances of clearances or permits in accordance with the  
32 provisions of this Act and inspect construction and maintenance  
33 of sewerage works and industrial waste treatment and disposal  
34 systems in compliance with clearance or permit conditions, with  
35 observance of due process;
- 36 x) Grant clearances and permits for projects and activities within or  
37 affecting the Lake Lanao including industrial and commercial  
38 activities, recreation and tourism, navigation, housing and other  
39 forms of land developments, construction and operation and  
40 impose necessary safeguards, management and control of  
41 wastewater and collect necessary fees for such activities and  
42 projects;
- 43 y) Issue, after due notice and hearing, orders or decisions to compel  
44 compliance with the provisions of this Act;

- 1 z) Deputize or request the assistance of appropriate government  
2 agencies or instrumentalities for the purpose of enforcing the  
3 provisions of this Act and its implementing rules and regulations  
4 and the decisions of the Authority
- 5 aa) Enter, inspect or investigate at all reasonable times any public and  
6 private property devoted to commercial and industrial use within  
7 the Ranaw Region, on any matter relating to pollution and existing  
8 or imminent environmental hazard and danger;
- 9 bb) Enforce power in the Ranaw Region within the territorial  
10 jurisdiction of BARMM to carry out the functions and attain the  
11 purposes and objectives declared under this Act. In the exercise of  
12 this power, the authority shall request the assistance of the  
13 Bangsamoro Regional Police Office or other pertinent enforcement  
14 offices. Such enforcement power shall be exercised in connection  
15 with the operations of water quality surveillance, monitoring and  
16 enforcement units, and implementation of rules and regulations  
17 promulgated by the Board pursuant to the authority granted under  
18 this Act;
- 19 cc) Conduct investigations based on the procedures that the Board  
20 may prescribe in accordance with the provisions of the Rules of  
21 Court serving as supplemental guidelines;
- 22 dd) Issue a cease and desist order to immediately halt any practice  
23 found to be in violation of the provisions of this Act. Such order  
24 shall be without prejudice to the civil or criminal prosecution of  
25 persons under the existing laws; and
- 26
- 27 ee) To perform such other functions as are necessary in the discharge  
28 of its powers and functions.

29 **Section 6. Ranaw Development Authority Master Plan.** – A  
30 detailed and comprehensive Master Plan shall be developed in  
31 coordination with the concerned local government units and various  
32 stakeholders to carry out the plans and objectives of the Authority at least  
33 six (6) months after its establishment. The Master Plan shall contain long-  
34 term strategy and commitment to implement the same.

35 The Board, shall undertake a mandatory review of the Master Plan,  
36 every five (5) years.

37 **Section 7. Ranaw Region.** – For the purpose of this Act, the term  
38 “Ranaw Region” shall refer to the inland waters defined as Ranaw and all  
39 other lakes within the Province of Lanao del Sur, including all cities, towns  
40 and municipalities within Province of Lanao del Sur.

41 In order to carry out the objectives of this Act, the management and  
42 protection of nature reserves and aquatic parks, forests, watershed  
43 reservations, and other protected areas in the territorial jurisdiction of the

1   Bangsamoro that have already been defined by and under the authority of  
2   the National Government shall be transferred to the Ranaw Development  
3   Authority, including power plants operating within the Province of Lanao  
4   del Sur.

5           **Section 8. Board Composition.** – The Authority shall consist of  
6   Board of Directors, hereinafter referred to as the “Board”, which shall be  
7   headed by the Provincial Director of the Ministry of Environment, Natural  
8   Resources and Energy of Lanao del Sur. The regulatory powers and  
9   functions of the Authority shall be vested in and exercised by Board of  
10  Directors, hereinafter referred to as the Board, which shall be composed  
11  of the:

12           (i)    Provincial Director of Ministry of Environment, Natural  
13           Resources and Energy (MENRE), Lanao del Sur;

14           (ii)   Provincial Director of Ministry of Agriculture, Fisheries and  
15           Agrarian Reform (MAFAR), Lanao del Sur;

16           (iii)  Representative from the Ministry of Transportation and  
17           Communication (MOTC), Lanao del Sur;

18           (iv)   Provincial Director of Ministry of Interior and Local  
19           Government (MILG), Lanao del Sur;

20           (v)    Provincial Director of Ministry of Trade, Industry and Tourism  
21           (MTIT), Lanao del Sur;

22           (vi)   Permanent representative from the Ministry of Public Works  
23           (MPW), Lanao del Sur;

24           (vii)  Permanent representative from the Bangsamoro Planning and  
25           Development Authority (BPDA);

26           (viii) Representative from National Power Corporation (NAPOCOR);

27           (ix)   Dean of the College of Fisheries and Aquatic Resources,  
28           Mindanao State University, Marawi City; and

29           (x)    The Executive Director II of the RDA.

30           The Board of Directors shall elect annually from among their  
31   members a Chair and a Vice-Chairman and there shall be a Secretary who  
32   shall be appointed by the Board. The Executive Director II shall be a  
33   member of the Board.

34           The officials next in rank to the abovementioned members shall  
35   serve as the permanent alternate members of the Authority and shall  
36   attend meetings of the Board in the absence of their Principals and receive  
37   their corresponding per diems.

38

39

1           **Section 9. Powers and Functions of the Board.** - The Board shall  
2 have the following powers and functions:

- 3    1.    To formulate, prescribe, amend and repeal rules and regulations to  
4           govern the conduct of business of the Authority;
- 5    2.    Provide a comprehensive policy guideline for the development of the  
6           Ranaw Region;
- 7    3.    Decide the objectives, strategies and policies of the Authority in  
8           accordance with the provisions of this Act;
- 9    4.    Exercise appellate powers on the decision of the General Manager;
- 10   5.    Approve the organizational and administrative structures and the  
11          corresponding staffing pattern of the Authority; fix their reasonable  
12          compensation, allowances and other benefits in accordance with the  
13          salary standardization law; prescribe their duties and establish  
14          methods and procedures as maybe necessary to ensure the efficient,  
15          honest and economical administration of the provisions and  
16          purposes of this Act. All personnel of the Authority shall be selected  
17          only from those with civil service eligibility and shall be subject to  
18          civil service laws, rules and regulations;
- 19   6.    Approve the annual and supplemental budgets of the Authority and  
20          authorize each operating and capital expenditures and  
21          disbursements as may be necessary for the effective management,  
22          operation and administration of the Authority;
- 23   7.    Create and organize ad-hoc technical working groups composed of  
24          the representatives from the government and other stakeholders to  
25          assist the Board;
- 26   8.    By a majority vote of all members of the Board, suspend, remove or  
27          otherwise discipline for just cause all officials appointed by the  
28          Board;
- 29   9.    To render annual reports to the Chief Minister and the Bangsamoro  
30          Parliament such special reports as may be requested; and
- 31   10.   To do such other acts and perform such other functions as may be  
32          necessary to carry out the provisions of this Act.

33           **Section 10. Quorum.** - The presence of at least six (6) Members of  
34 the Board, including the Chairman shall constitute a quorum. Such vote  
35 by the majority constituting a quorum shall be sufficient for the adoption  
36 of any rule, resolution, decision or any act of the Board.

37           **Section 11. Board Meetings.** – The Board shall meet regularly  
38 every quarter and may hold special meetings to consider urgent matters  
39 upon the call of the Chair or upon the initiative of four (4) members. The  
40 rules and procedures in the conduct of the Board meetings shall be  
41 prescribed by the Board.

1           **Section 12. *Per Diems.*** – The members of the Board shall receive a  
2 per diem for each meeting actually attended, the amount of which shall be  
3 determined by the Board. Members of the Board shall be entitled to  
4 commutable transportation and representation allowances in the  
5 performance of official functions for the Authority as authorized by the  
6 Board.

7           **Section 13. *Executive Director II.*** - The Chief Minister shall  
8 appoint an Executive Director II who shall be the chief executive officer of  
9 the Authority. The Executive Director II shall be an ex-officio member of  
10 the Board.

11           The Executive Director II must be:

- 12 a) Filipino citizen and a resident of Lanao del Sur;
- 13 b) At least thirty-five (35 ) years of age;
- 14 c) With good moral characters, unquestionable integrity, recognized  
15 competence; and
- 16 d) A degree holder with at least five (5) years of supervisory or  
17 management experience in the field of public administration,  
18 economic planning, environmental planning and natural resource  
19 management or its equivalent, in the establishment and  
20 management of large agricultural, commercial or industrial  
21 enterprises or other related fields;

22           **Section 14. *Powers and Functions of the Executive Director II.***-  
23 The Executive Director II shall be the chief executive of the Authority, as  
24 such, he or she shall have the following powers and functions:

- 25 1. To submit, for the consideration of the Board, the policies and  
26 measures which he or she believes to be necessary to carry out the  
27 purposes and provisions of this Act;
- 28 2. Head and administer the Lake Lanao Protection Adjudication Panel  
29 as the implementing arm for the quasi-judicial powers of the  
30 authority;
- 31 3. Execute, administer and implement the policies, plans, programs  
32 and projects approved by the Board;
- 33 4. Manage, direct and supervise the operation and internal  
34 administration of the Authority. The Executive Director II may  
35 delegate some of his or her administrative responsibilities to other  
36 officers of the Authority subject to the rules and regulations of the  
37 Board;
- 38 5. Submit quarterly reports to the Board on personnel selection,  
39 placement and training;
- 40 6. Prepare the annual budget of the Authority for report to the Board  
41 and various stakeholders regarding the operation of the Authority  
42 including its latest financial statements;

- 1 7. Appoint officials and employees, in accordance with the existing  
2 regional laws. In addition, to remove, suspend or otherwise  
3 discipline them for valid cause, in accordance with the Bangsamoro  
4 laws, rules and regulations;  
5 8. Exercise such other powers as may be vested in him by the Board.

6 **Section 15. Term of Office.** – The Executive Director II shall have  
7 a term of four (4) years. He shall only be removed for cause in accordance  
8 with the rules and regulations prescribed by the Civil Service Commission.  
9 The Executive Director II shall have the salary grade of 27 and without  
10 prejudice of being reappointed every four years.

11 **Section 16. Preferential Rights of Bona Fide Residents of the**  
12 **BARMM.** - Qualified citizens who are bona fide residents of the BARMM,  
13 all other conditions being equal, shall have preferential rights over the  
14 exploration, development, and utilization of natural resources of Lake  
15 Lanao.

16 **Section 17. Representation of the Authority.** - The Executive  
17 Director II shall be the principal representative of the Authority. He or she  
18 shall be empowered, in such capacity, and in accordance and approval of  
19 the Board, by two-thirds (2/3) vote, on the following:

- 20 a) Represent the Authority in all dealings with other offices, agencies,  
21 and instrumentalities of the Government and with all other persons  
22 and entities, whether public or private, domestic or foreign;  
23 b) Sign contracts concluded by the Authority, annual reports, balance  
24 sheets, profit and loss statements, correspondences and other  
25 official documents of the Authority; and  
26 c) Represent the Authority, either personally or through counsel, in  
27 any legal proceedings or actions.

28  
29 **Section 18. Management Structure.**- In carrying out the activities  
30 of the Authority, the Executive Director II shall be assisted by an Executive  
31 Director I and department heads, who shall have such powers, duties and  
32 functions as the Executive Director II may prescribe or delegate. The  
33 Executive Director I shall act as the Executive Director II in the absence  
34 or during temporary incapacity of the Executive Director II or until such  
35 time as a new Executive Director II is duly appointed. The Executive  
36 Director I shall have a salary grade of 26.

37 The following departments shall be created within the Authority:  
38 Administrative; Legal; Operations; Financial and Management; Auditing;  
39 Planning and Programming; Environmental Protection and Integrated  
40 Water Management; Social Development, Advocacy and Linkages and  
41 such other departments as may be necessary to effectively carry out the

1 functions of the Authority. The head of the departments shall have a salary  
2 grade of 24.

3 **Section 19. - Consultative Assembly.-** There shall be established  
4 a consultative assembly which shall serve as venue for public  
5 consultations and participation by stakeholders and presentation of the  
6 Authority's plans and programs or modification, amendment or revision of  
7 rules and regulations prior to its adoption or implementation within its  
8 jurisdiction. The consultative assembly shall be composed of the following:

- 9 a) Provincial Governor, Lanao del Sur;
- 10 b) City Mayor of Marawi, Lanao del Sur;
- 11 c) President League of Municipalities in Lanao del Sur;
- 12 d) Barangays' League President in Lanao del Sur;
- 13 e) Private sectors representative of the owners, proprietors and  
14 authorized operators of all major private, commercial or industrial  
15 business establishments located in all barangays in Lanao del Sur  
16 chosen by the sector; and
- 17 f) Representatives of the homeowners associations, civil society  
18 organizations, Ulama Sector, women, youth, traditional leaders and  
19 people's organizations in Lanao del Sur chosen by the sector;

20 The Authority shall convene an annual year-end general assembly  
21 to report and present its financial and fiscal status and updates on its  
22 plans, programs and projects to its stakeholders and to the public. The  
23 required logistical support, such as the food and transportation,  
24 allowances shall be provided to the members of the Board and the  
25 Consultative Assembly during the meeting at the expense of the Authority  
26 subject to government accounting and auditing procedures.

27 The Authority shall administer a system for audio and visual  
28 broadcasting, recording, and live streaming through the internet of its  
29 assemblies.

30 **Section 20. Prohibition against Conflict of Interest.** – Any  
31 member of the Board shall not be allowed to have any financial interest,  
32 directly or indirectly, in any contract entered into by the Authority or in  
33 any special privilege granted by the Authority during his or her term of  
34 office. All contracts entered into by any such member in such instance  
35 shall be voided, after the conduct of proper investigation, without  
36 prejudice to the imposition of administrative sanctions. Further, the  
37 member of the Board who violated this Section shall be disqualified from  
38 serving his or her unexpired term and shall be perpetually disqualified in  
39 any position in the Authority.

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1           **Section 21. Location of Principal Office.** - The Authority shall  
2 maintain its principal office at a convenient place within the province of  
3 Lanao del Sur, but it may have satellite offices in **Islamic City of Marawi**  
4 or in such other places as may be deemed necessary for the proper  
5 conduct of its business.

6           **Section 22. Compliance to all Rules and Regulations of the**  
7 **Bangsamoro Civil Service Code and Bangsamoro Administrative**  
8 **Code.**- The Authority shall comply with all Rules and Regulations of the  
9 Bangsamoro Civil Service Code and Bangsamoro Administrative Code in  
10 the implementation of all its personnel and administrative matters.

11           **Section 23. Appropriations.** Initial operations for Personnel  
12 Services shall be charged against the Miscellaneous Personnel Benefit  
13 Fund, MOOE and Capital Outlay shall be charged against the Contingent  
14 Funds of the 2022 General Appropriations Act of the Bangsamoro.  
15 Thereafter, the sum necessary for the continued operation and  
16 maintenance of the Authority shall be included in the annual budget of  
17 the Bangsamoro Government

18           **Section 24. Fines and Penalties.** - The Authority is hereby  
19 authorized to fix and impose administrative fines and other penalties as  
20 determined and approved by the Board for non-compliance with permit  
21 and regulatory conditions and for undertaking development activities  
22 without clearance/permit from the Authority against any person, juridical  
23 or otherwise, within or without the Lake Lanao who may be found  
24 violating, or have in fact violated, any of its rules and regulations.

25           **Section 25. Mandatory Review.** – The Bangsamoro Government,  
26 through the Board, shall undertake a mandatory review of the  
27 implementation of this Act, five (5) years after its implementation, and  
28 every 5 years thereafter. The Bangsamoro Parliament shall be part of the  
29 process.

30           **SECTION 26. Repealing Clause.** - All laws, decrees, orders, rules  
31 and regulations or other issuances or parts thereof inconsistent with the  
32 provisions of this Act are hereby repealed or modified accordingly.

33           **Section 27. Separability Clause.** - If for any reason, any section  
34 or provision of this Act is declared unconstitutional or invalid, the other  
35 sections or provisions hereof which are not affected thereby shall continue  
36 to be in full force and effect.

37           **Section 28. Effectivity.** - This Act shall take effect fifteen (15) days  
38 after its publication in a newspaper of general or regional circulation in  
39 the Bangsamoro Autonomous Region in Muslim Mindanao.

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