NSWMC Resolution No. 241 series of 2016

RESOLUTION PROVIDING A MECHANISM ON THE APPROVAL OF 10-YEAR SWM PLANS SUBMITTED TO EMB CENTRAL OFFICE PENDING EVALUATION

WHEREAS, the National Solid Waste Management Commission ("the Commission") is composed of fourteen (14) members from the National Government Agencies (NGAs) and three (3) members from the private sector in accordance with the provision of Republic Act No. 9003, otherwise known as Ecological Solid Waste Management Act of 2000 ("the Act");

WHEREAS, Section 10 of the RA 9003 provides that Local Government Units (LGUs) shall be primarily responsible for the implementation and enforcement of the provisions of the Act within their respective jurisdictions;

WHEREAS, Section 16 of RA 9003 requires provinces, cities and municipalities through their local Solid Waste Management Boards, to prepare their respective 10-year Solid Waste Management Plans (SWMP) consisted with the National Solid Waste Management Framework and in accordance with the provisions of the Act and the policies set by the National Solid Waste Management Commission;

WHEREAS, Section 16, of the RA 9003 also provides that all LGU SWM Plans shall be subject to the approval of the NSWMC;

WHEREAS, to date there are about 582 plans submitted and evaluated of the Solid Waste Management Division and for subsequent approval of the NSWMC;

WHEREAS, 456 plans had been submitted and are still for evaluation by the Solid Waste Management Division;

NOW THEREFORE, BE IT RESOLVED, AS IT IS HEREBY RESOLVED that the following be adopted:

1. For the 582 SWM plans that had undergone preliminary evaluation;
   a. The Commission hereby authorizes the issuance of Resolutions to be signed by Commissioner Crispian Lao or Commissioner Romeo Hidalgo approving the 10-year SWM plans of LGUs SUBJECT TO THE SATISFACTORY SUBMISSION OF ADDITIONAL REQUIREMENTS AS SPECIFIED IN THE EVALUATION CHECKLIST PROVIDED, WITHIN SIXTY (60) CALENDAR DAYS. Furthermore, it shall be stated that the NSWMC may require submission of additional information and the LGUs SHALL submit an annual progress report on the strategies implemented and accomplishments to the National Solid Waste Management through its Secretariat.

   b. Upon submission of additional information, the plans shall be presented to the NSWMC TWG for endorsement and subsequent approval of the NSWMC.

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2. FOR the 456 SWM plans pending evaluation
   a. For plans not following the annotated outline, the Commission hereby authorizes the OIC-Executive Director of the NSWMC Secretariat to issue a Resolution requiring the LGU to amend the same within 60 days.
   b. For plans that require additional information, the conditions of 1a above shall be followed.
   c. For plans with substantial compliance pending minimal additional requirements and plans that can be recommended for approval, the conditions of 1b shall be followed.

3. FOR the 169 SWM plans submitted to the EMB Regional Offices
   a. The 10-year SWM plans, after review for completeness, shall be endorsed to the SWMD for evaluation.

   b. Approval of the subsequent submission of the 10-year SWM plans shall follow the mechanism stipulated in Item No. 2 above.

4. For the evaluation of the plans stated in Items No. 2 and 3, the Interim Simplified Modified Annotated Outline attached as Annex A herewith shall be applied.

This resolution takes effect upon approval.

APPROVED on this ____________________________.

CRISPIAN N. LAO
Representative, Recycling Industry, and Vice-Chairman, National Solid Waste Management Commission (NSWMC)

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