AMENDING NSWMC RESOLUTION NO. 65, PROVIDING CONDITIONAL APPROVAL TO THE TEN YEAR SOLID WASTE MANAGEMENT PLANS OF LOCAL GOVERNMENT UNITS

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 the 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) consistent with the National Solid Waste Management Framework, in accordance with the provisions of the Act and the policies set by the National Solid Waste Management Commission (NSWMC);

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

WHEREAS, NSWMC Resolution No. 8 provided Guidelines on the Review and Approval of the 10-year SWM Plans of LGUs which was subsequently enhanced by NSWMC Resolution No. 39 and approved on October 09, 2009 by former NSWMC Chairman and DENR Secretary Hon. Jose L. Atienza;

WHEREAS, the NSWMC has approved Resolution No. 65, Series of 2013 "providing conditional approval to LGU 10-year SWM plans submitted to the NSWMCs up to July 2013, provided that additional information required should be submitted on or before February 28, 2014 for the plan to be deemed approved."

WHEREAS, said provision in the previously approved NSWMC Resolution No. 65, Series of 2013 is no longer appropriate due to the impending deadline set;

WHEREAS, the NSWMC TWG during its meeting held on January 23, 2014, recommended the amendment of the NSWMC Resolution No. 65, Series of 2013 to further clarify the following:

1. Date of submission of additional information required for the LGU 10-year SWM plan to be deemed approved;

2. Cutoff date of plans submitted to the NSWMC that will be provided with conditional approval.

Waste No More! Waste No Time!
NOW THEREFORE, BE IT RESOLVED, AS IT IS HEREBY RESOLVED, to adopt the amended resolution with the following revised provision:

"Providing conditional approval to LGU-10 year SWM plans submitted to the NSWMCS up to January 15, 2014, provided that additional information required should be submitted within three (3) months upon receipt of notice from the National Solid Waste Management Commission Secretariat, for the plan to be deemed approved. The Executive Director of the NSWMCS is hereby directed to communicate to the LGUs concerned immediately upon approval of this Resolution."

This Resolution shall take effect upon approval.

APPROVED on this 11th day of February 2014.

ATTESTED BY:

CRISPIN N. LAO
Representative, Recycling Industry and National Solid Waste Management Commission (NSWMC)