Office of the President
of the Philippines
NATIONAL SOLID WASTE MANAGEMENT COMMISSION

RESOLUTION NO. 8

Guidelines on the Review and Approval of the 10-year Solid Waste Management Plans of Local Government Units

WHEREAS, Section 10 of the Republic Act (RA) No. 9003, also known as the Ecological Solid Waste Management Act of 2000 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 (SWM) plans consistent 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 (NSWMC).

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

RESOLVED AS IT IS HEREBY RESOLVED, the Guidelines on the Review and Approval of the 10-year Solid Waste Management Plans of Local Government Units are hereunder specified:

Section 1. Provision of Technical Assistance

Technical assistance shall be provided to the LGU in the preparation of its SWM plan by the following field personnel:

1. Community Environment and Natural Resources Office (CENRO)

2. Provincial Environment and Natural Resources Office (PENRO)

3. Provincial Environmental Management Office (PEMO)

4. The Regional Ecological Solid Waste Management (ESWM) Coordinator;

5. Office of the Secretariat- NSWMC

Depending on the nature of the assistance being requested by the LGU, assistance from other bureaus of the Department of Environment and Natural Resources shall be provided.

The DENR field personnel shall coach and/or mentor the LGU in the SWM plan preparation. Emphasis will be on the quality standard and format of the plan as required by RA 9003, its IRR, and other policies set by the NSWMC (see Annex A – Outline of the Ten-Year Solid Waste Management Plan). Because of their critical role in ensuring the quality of the plan, the DENR Regional field personnel will undergo capability building trainings that will be provided by the NSWMC-Secretariat.
The DENR Regional Offices, PENROs and CENROs shall incorporate in their Work and Financial Plan the provision of the above-mentioned technical assistance to ensure the availability of appropriate manpower and budgetary support for this activity. A Memorandum of Agreement may be executed between the LGU and the DENR Regional Office specifying the commitments of both parties from plan preparation to plan approval.

Section 2. Review of LGU SWM Plans

Local Government Units shall submit the plan to the Regional Office of the Environmental Management Bureau for the conduct of evaluation that shall be based on a checklist of criteria prepared by the NSWMC-Secretariat. The review shall be completed within a maximum period of 30 days from receipt of the draft LGU SWM plan.

Based on the results of the review, the EMB Regional Office may either accept or return the draft SWM plan to the LGU. In the case of the latter, gaps or reasons for returning the LGU SWM plan shall be cited. LGU SWM plans that are accepted by the EMB Regional Office shall be endorsed to the Local Solid Waste Management Board for adoption and shall be referred to the Sangguniang Bayan or Sangguniang Panlungsod or Sangguniang Panlalawigan for confirmation.

The Mayor or the Governor shall submit the plan duly endorsed by the local Sangguniang Bayan or Sangguniang Panlungsod or Sangguniang Panlalawigan, to the EMB regional office for endorsement to the Office of the Secretariat of the NSWMC.

Section 3. Approval by the NSWMC

The approval of LGU SWM plans shall be made by the NSWMC during its regular meeting immediately following the receipt of the endorsement made by the NSWMC Secretariat, provided that no more than thirty (30) days shall lapse between the receipt of the endorsement and the approval of the LGU SWM plan.

Special meetings may be called by the NSWMC for the purpose of approving LGU SWM plans in the event the regular meetings mentioned above are scheduled beyond 30 days from receipt of the endorsement.

The NSWMC may subdivide into groups with DENR as the chairman and the following as members: DILG, DOST, League of Provinces of the Philippines, League of Cities and/or League of Municipalities of the Philippines, Liga ng mga Barangay and a representative from the private sector, to expedite the approval of the plan. The NSWMC Secretariat shall furnish each commissioner with the endorsement together with an executive summary of the LGU SWM plan being recommended for approval at least seven (7) days before the regular or special meeting, as the case may be. A copy of the LGU SWM plan shall be made available by the NSWMC Secretariat to the Commissioners upon request.
The approval of LGU SWM plans shall be included in the agenda of the regular or special meetings of the NSWMC.

The approval of LGU SWM plans by the NSWMC shall be through the subcommittee or en banc, in case there is deadlock, and shall be signed by the DENR Secretary as Chairman of the Commission.

Adopted, this ______ day of ______________, in Quezon City

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Department of Interior and Local Government

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Department of Health

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Department of Public Works and Highways

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Metropolitan Manila Development Authority

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League of Cities of the Philippines

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League of Provinces of the Philippines

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TESDA

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Recycling Industry

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Department of Science and Technology

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Department of Agriculture

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Department of Trade and Industry

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Philippine Information Agency

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League of Municipalities of the Philippines

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Liga Ng Mga Barangay

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Non-government Organization

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Manufacturing and Packaging Industry

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Department of Environment and Natural Resources