



REPUBLIC OF THE PHILIPPINES

NATIONAL ECONOMIC AND DEVELOPMENT AUTHORITY



## Manila Bay Sustainable Development Master Plan

# Technical Committee Meeting: Institutional Setup

via Zoom | 21 January 2021

# Topics

- Review of important findings: Situation Analysis
- Requirements for an organization to oversee the sustainable development of Manila Bay
- Proposed institutional set-up: The Manila Bay Development Commission
  - Mandates and Core functions
  - Basic structure
- Alternative organizational design
- Transition steps: from the Study Group moving forward
- Decision points for this body – major recommendations



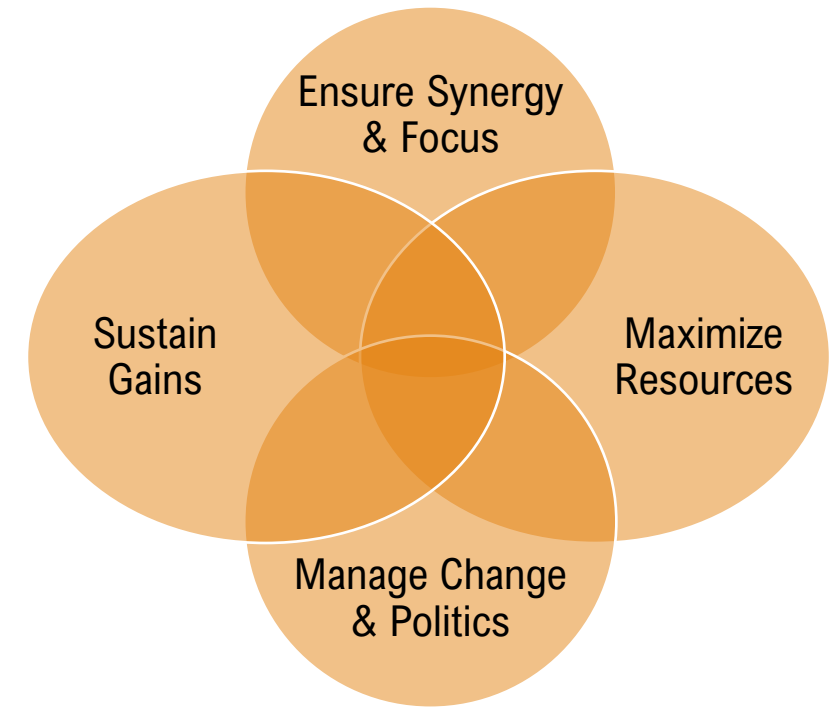
## **Situation Analysis: Current State of Manila Bay Governance** (2018-2019)

1. Lack of competencies and processes for integrated approach.
2. Lack of focused oversight agency.
3. Manila Bay is not Top-of-Mind.
4. Consistency and accessibility of national standards and guidelines need improvement.
5. Strength of the current MB Task Force in leading coordination of efforts of all concerned agencies, LGUs, private sector orgs, CSOs



# Institutional Requirements

- Stimulate and effect synergy and integration of all plans, policies, and programs as well as across all stakeholders of Manila Bay Area
- Exact compliance while leverage existing strengths and opportunities to all concerned agencies and LGUs
- Having the capacity to mobilize various resources and multi-sector collaboration within limited timeframes
- Ability to withstand political dynamics and changes in government
- Agile and responsive – able to respond faster to changing contexts (less bureaucracy)
- Sustain the momentum of the Manila Bay Task Force and the formulation of the MBSDMP



# Manila Bay Development Commission (MBDC)

## What it is NOT

- Not an implementing agency on matters pertaining to Manila Bay's sustainable development
- Not an investment sourcing agency that will access, manage and allocate local and international funds for Manila Bay development projects

## What it is

- Primary agency for integration and oversight of implementation of plans, policies and programs of agencies and LGUs
- Under the **Office of the President** headed by a Cabinet Secretary
- Created by law to ensure continued existence, stability and funding

# Mandates

01

Ensure integration, complementation, and consistency of all development plans and efforts in or that will be affecting Manila Bay to the MBSDMP.

02

Provide focused, integrated, science-based, agile, efficient, and timely response through relevant agencies and local government units in addressing pressing challenges and concerns in MBA.

03

Ensure stakeholder engagement and participation in the whole process towards building sustainability of efforts and investments.

04

Continuously monitor and evaluate results of efforts and interventions in or that is affecting Manila Bay, and ensure that the MBSDMP is properly updated and remains steadfast and true to its objectives.

# Core Functions

## ***Integration***

- Ensure integration of all Manila bay development plans, policies and programs and align these with the MBSDMP;
- Coordinate with different national and local government agencies and the private sector to assure full, effective and efficient implementation of all Manila Bay sustainable development plans, measures, programs, projects, and activities;

## ***Continuing Improvement***

- Recommend policies and provide technical inputs to law-making bodies to further ensure the sustainable development of Manila Bay;
- Recommend measures and improvements to Manila Bay development plans, policies, programs in alignment with the MBSDMP;
- Undertake or commission relevant research and studies including impact assessment to generate datasets and information as basis for policy formulation and program innovations;

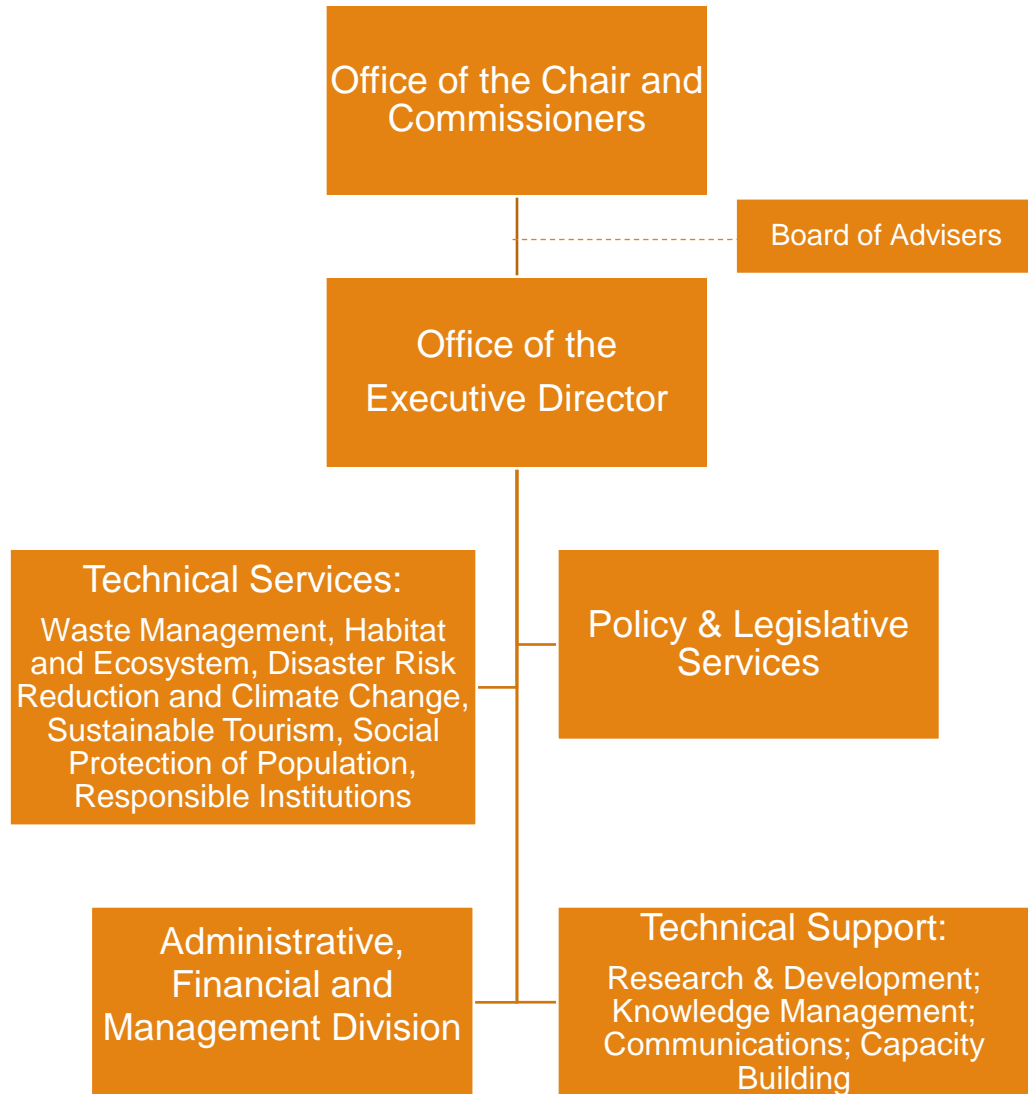
## ***Evidence-based Technology & Standards***

- Establish the use of Manila Bay Decision-Support System and other evidence-based framework for program design and implementation;
- Provide, make available, and be the repository of all Manila Bay-related information, reports, and reference materials to and for all stakeholders;

## ***Stakeholders Management & Capacity Development***

- Provide venues for continuing capacity and competency development of agencies and LGUS on subject matters related to sustainable development of Manila Bay;
- Ensure the effective collaboration of various stakeholders in all efforts pertaining to Manila Bay sustainable development

# Basic Organizational Structure



\* Staffing Pattern available

Created through the passage of a law.

Under the Office of the President for administrative purposes, is headed by a chairperson and four commissioners, each having a term of office of four years.

The Commission En Banc acts as a collegial body in formulating plans, policies and strategies relating to Manila Bay and the operation of MBDC.

Technical Services groups are aligned with the Measures identified by the MBSDMP. They focus on plan and program integration, monitoring and evaluation of implementation, technical advice, among others

Technical Support groups fulfill important key result areas to support Technical and Legal services

Policy & Legislative Services provide policy analysis and recommendations; ensures alignment and consistency in policies created by different major bodies, and provide legal advice to law-making bodies





## Alternative Structure: Attached Agency

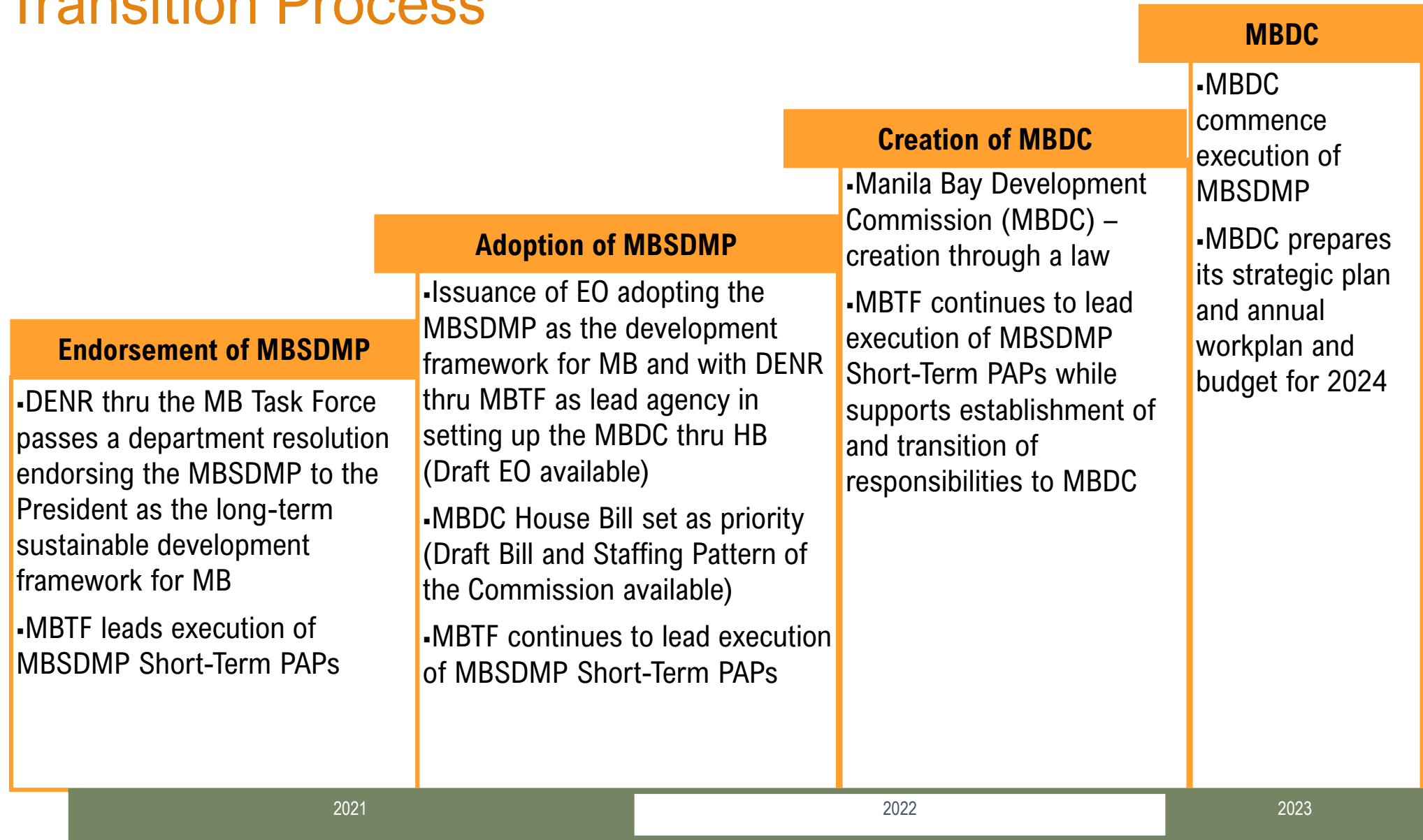
### Features

- Under the DENR or the proposed DWR
- Headed by the Secretary of the Department as Chairperson
- Technical and human resources may be coming from the mother agency

### Considerations

- Not the same political power as a fully independent agency with implied power from the Office of the President
- May not address the needed features of an integrating, oversight body that is agile and responsive to the changing contexts and challenges
- Will require congressional approval

# Transition Process



MALACANAN PALACE  
MANILA

BY THE PRESIDENT OF THE PHILIPPINES

EXECUTIVE ORDER NO. XX

**EXPEDITING THE REHABILITATION AND RESTORATION OF THE COASTAL AND MARINE ECOSYSTEM OF THE MANILA BAY AND ADOPTING THE MANILA BAY SUSTAINABLE DEVELOPMENT MASTER PLAN**

WHEREAS, Section 16, Article II of the Constitution enshrines the policy of the State to protect and advance the right of the people to a balanced and healthful ecology in accord with the rhythm and harmony of nature;

WHEREAS, Section 2(c) of Republic Act (RA) No. 9257 or the "Philippine Clean Water Act of 2004," recognizes that water quality management issues cannot be separated from concerns about water sources and ecological protection, water supply, public health and quality of life;

WHEREAS, Section 2(a) of RA No. 9003 or the "Ecological Solid Waste Management Act of 2000," mandates the State to adopt a systematic, comprehensive and ecological solid waste management program which shall ensure the protection of public health and the environment;

WHEREAS, the Supreme Court in *Metro Manila Development Authority, et al. v. Concerned Residents of Manila Bay, etc., et al.* (G.R. Nos. 171947-48, 18 December 2008 and 15 February 2011) issued a *Writ of Continuing Mandamus* that directed concerned government agencies and private entities to clean up, rehabilitate, preserve, restore and maintain the waters of the Manila Bay to a level that is fit for swimming, skin-diving and other forms of contact recreation, as well as to fully implement the Operational Plan for the Manila Bay Coastal Strategy (OPMBCS) pursuant to Section 19(c) of R.A. No. 9275;

WHEREAS, the Manila Bay Region encompasses the bay surface area of 1,870 km<sup>2</sup> and coastline of 190 kilometers, and a total drainage area of about 17,540 km<sup>2</sup>, which spans across Regions III, IV-A and the National Capital Region (NCR), or a total of 178 local government units (LGUs) and 17 major river systems;

WHEREAS, RA No. 7160 or the "Local Government Code of 1991," calls on all LGUs to ensure the general welfare of its constituents, and to share with the national government the responsibility in the management and maintenance of ecological balance within their respective territorial jurisdictions;

WHEREAS, the convergence of national government agencies and LGUs in the Manila Bay Region, and the active participation of private and public stakeholders, are necessary to facilitate the robust and integration implementation of all rehabilitation and restoration efforts at the Manila Bay; and

WHEREAS, Section 17, Article VII of the Constitution provides that the President has the power to control over all executive departments, bureaus and offices, and that he shall ensure the faithful execution of laws;

WHEREAS, Section 2(f) of Administrative Order No. 16 or the "Expediting the Rehabilitation and Restoration of the Coastal and Marine Ecosystem of the Manila Bay and Creating the Manila Bay Task Force" mandates the Manila Bay Task Force (MBTF) to fast-track compliance with the *Writ of Continuing Mandamus* issued by the Supreme Court, including full implementation of the Operational Plan for the Manila Bay Coastal Strategy (OPMBCS) in accordance with its schedule;

The Department of Environment and Natural Resources

Department Resolution NO. XX

**ADOPTING THE MANILA BAY SUSTAINABLE DEVELOPMENT MASTER PLAN AND RECOMMENDING SUCH TO THE PRESIDENT OF THE REPUBLIC FOR ALL CONCERNED AGENCIES AND LGUs**

WHEREAS, the Manila Bay Region encompasses the bay surface area of 1,870 km<sup>2</sup> and coastline of 190 kilometers, and a total drainage area of about 17,540 km<sup>2</sup>, which spans across Regions III, IV-A and the National Capital Region (NCR), or a total of 178 local government units (LGUs) and 17 major river systems;

WHEREAS, the convergence of national government agencies and LGUs in the Manila Bay Region, and the active participation of private and public stakeholders, are necessary to facilitate the robust and integration implementation of all rehabilitation and restoration efforts at the Manila Bay; and

WHEREAS, Section 17, Article VII of the Constitution provides that the President has the power to control over all executive departments, bureaus and offices, and that he shall ensure the faithful execution of laws;

NOW, THEREFORE, the Executive Committee of the Department of Environment and Natural Resources, headed by the Secretary of the Department and through the Manila Bay Task Force hereby resolve to:

1. Adopt of the Manila Bay Sustainable Development Master Plan as the primary planning framework that will provide inputs to the different agency and LGU plans and programs;
2. Recommend to the President of the Republic the formal adoption of the Master Plan as the planning framework for all concerned national and local government agencies including the private sector;
3. Recommend to the President of the Republic the creation of the Manila Bay Development Commission as the governing and oversight body to ensure integration and alignment of plans, policies and programs and the effective coordination of their implementation.

DONE in the City of Manila, this \_\_\_\_\_ of \_\_\_\_\_ in the year of our Lord, Two Thousand and Twenty.

**An Act Creating the Manila Bay Development Commission, Prescribing its Powers, Functions and Duties and Providing Funds Therefor**

Section 1. Title. This Act shall be known as the "Manila Bay Development Commission Act of \_\_\_\_."

**Section 2. Declaration of Policy.**

The State shall protect and advance the right of the people to a balanced and healthful ecology in accord with the rhythm and harmony of nature. Towards this end, it shall be the national policy to ensure a sustainable and resilient Manila Bay that is able to deliver a variety of services to its communities guided by principles and plans that are integrated, holistic, ecosystem-based, participatory, stakeholder-driven and science-based.

A Manila Bay Task Force was created through Administrative Order No. 16, series 2019 in order to realize the objective of strengthening governance over the Manila Bay. It is consistent with national policy to sustain the momentum of the Manila Bay Task Force and the formulation of the Manila Bay Sustainable Development Master Plan (MBSMDMP) through a government body specifically created for such purpose.

**Section 3. Definition of Terms.** As used in this Act, the following terms shall mean:

- Manila Bay area (MBA) - The Manila Bay area covers eight (8) provinces and 178 local government units in three regions of the country, namely: National Capital Region (NCR), Region III, and Region IV-A. Of the eight provinces, four are coastal (Bataan, Bulacan, Cavite and Pampanga); four are non-coastal (Laguna, Nueva Ecija, Rizal and Tarlac);
- Manila Bay Sustainable Development Master Plan (MBSMDMP) - a 20-year comprehensive and sustainable master plan for Manila Bay and the immediate coastal zone with the aim for inclusive growth, ecosystem protection, climate change adaptation and disaster risk reduction, water quality improvement, and upgrading informal settlements;
- Manila Bay Task Force (MBTF) - an inter-agency body chaired by the Department of Environment and Natural Resources (DENR) created under Administrative Order No 16, series 2019, entitled, "Expediting the Rehabilitation and Restoration of the Coastal and Marine Ecosystem of the Manila Bay and Creating the Manila Bay task Force." One of its outputs is the Manila Bay Sustainable Development Master Plan (MBSMDMP);
- Private sector partners - stakeholders from the private sector and civil society, including but not limited to for-profit local and international organizations, the academe and technical support organizations related to sustainable development.

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