Balancing Indigenous Peoples Rights and Mining: An Analysis of Mining under the Aquino Administration and the Way Forward

Raymond Marvic Baguilat
University of Melbourne
Philippine Mineral Resources

As of 2012, estimates:
Gold reserves: four billion tonnes, third largest in the world

Copper ore deposits: 7.9 billion tonnes, fourth largest in the world

Nickel ore: 815 million tonnes, fifth largest in the world

Legal Regime:
R.A. No. 7942: Philippine Mining Act of 1995
Philippine Indigenous Peoples

14-17 million indigenous peoples that belong to over 110 ethno-linguistic groups. This represents over 18% of the Philippine population (92.34 million for 2010)

Mindanao (61%)
Cordilleras and rest of Luzon (33%).
Visayas (6%)

Note: Results for IP Census not released

Legal Regime:

R.A. No. 8371 – Indigenous Peoples Rights Act
Mining Under the Aquino Administration

Philippine Development Plan for 2011-2016

Executive Order No. 79, Series of 2012 (‘EO 79’)

Executive Order No. 147, Series of 2013 (‘EO 147’) – Philippines Extractive Industries Transparency Initiative (EITI) Membership
Indigenous Peoples Rights Policies during the Aquino Administration

Executive Order No. 11, Series of 2010 – Transferring the NCIP to the Office of the President

NCIP Administrative Order No. 3, Series of 2012 - Revised Guidelines on Free and Prior Informed Consent (FPIC) and Related Processes of 2012 (‘A.O. No. 3’)
Shortcomings

EO 79

EITI

NCIP
Way Forward

Auditing Existing Mines in the Country and Cancelling those that violate their Permits

Strengthening the NCIP

Legislating the Alternative Minerals and Mining Bill
Thank you!
Picture References:

Inquirer: http://newsinfo.inquirer.net/686979/honoring-macli-ing-dulag-defender-of-the-cordillera

Alyansa Tigil Mina


Dr. Jojo Nem Singh

Philippine Network of Food Security Programmes (PSFP):

http://car.neda.gov.ph/w ap-content/uploads/2014/02/Cover_bottom.png