



**NATIONAL ORGANIC AGRICULTURE BOARD**

Resolution No. 12

Series of 2024

**REQUESTING THE OPINION OF THE OFFICE OF THE SOLICITOR GENERAL  
ON THE REQUIREMENTS FOR THE ISSUANCE OF MAYOR'S PERMITS  
TO PGS CORE GROUPS/OCB AS PROVIDED FOR IN R.A. 11511**

**WHEREAS**, Section 2 of Republic Act No. 10068 or the Organic Agriculture Act of 2010, as amended by Republic Act No. 11511, declares the policy of the State to promote, propagate, develop further, and implement the practice of organic agriculture in the Philippines;

**WHEREAS**, Section 6 of R.A. 10068, as amended, created the National Organic Agriculture Board (NOAB) as the policy-making body that shall provide direction and general guidelines for the implementation of the National Organic Agriculture Program (NOAP);

**WHEREAS**, Section 14(a) of R.A. 10068, as amended, has identified the Participatory Guarantee System (PGS) as the mechanism by which small farmers/fisherfolk, their farms/associations/cooperatives shall be certified as engaged in organic agriculture and as producers of organic agriculture products;

**WHEREAS**, Section 3(t) and 3(u) of R.A. 10068, as amended, define **PGS group** and **Core PGS group**, as:

*"(t) **PGS group** refers to a legal association or cooperative of registered farmer members and other stakeholders in a participatory guarantee system; and  
(u) **Core PGS group** refers to the basic grouping unit in the PGS."*

**WHEREAS**, Section 14(b) of R.A. 10068, as amended, requires that **the core PGS group** applying for certification shall be registered with the municipality/city where the PGS group is predominantly located, that it **shall secure a mayor's permit** from said municipality/city, **possession of which shall suffice as proof of registration and the grant of legal personality**, which shall however be limited only to PGS transactions; Further, an **organic certifying body (OCB) shall also secure a mayor's permit** from the municipality/city where it intends to operate and **possession of which shall suffice to grant them legal personality for purposes of accreditation** by the Bureau of Agriculture and Fisheries Standards (BAFS);

**WHEREAS**, some PGS Core Groups applying for certification/accreditation encounter challenges in securing mayor's permit from their municipalities/cities because they were required to present a registration either from the Securities and Exchange Commission (SEC) or the Department of Trade and Industry (DTI) or the Cooperative Development Authority (CDA);

**WHEREAS**, the NOAB decided to seek the opinion of the Honorable Office of the Solicitor General on whether or not the provision of Section 14(b) of R.A. 10068, as amended, which states that a mayor's permit will grant legal personality to PGS groups, and thus, will not necessitate for SEC/CDA/DTI registration for PGS groups;





**NOW, THEREFORE**, this Board, by virtue of the power vested in it by R.A. 10068, as amended, has **RESOLVED**, as it is hereby **RESOLVED**, to request the opinion of the Office of the Solicitor General on whether the city/municipality can issue a mayor's permit to the PGS core groups/organic certifying body, even without registration with the SEC, DTI or the CDA;

**RESOLVED FURTHER**, that a copy of this resolution be forwarded to the Office of the Solicitor General for appropriate action;

**APPROVED AND ADOPTED** this 15<sup>th</sup> day of August 2024 in the City of San Fernando, Province of La Union, Philippines by the following NOAB members present:

**USEC. ZAMZAMIN L. AMPATUAN**  
Chairperson  
Department of Agriculture (DA)  
Date signed: 9/4/2024

**ASEC. ELIZABETH N. LOPEZ DE LEON**  
Vice - Chairperson  
Permanent Representative  
Department of the Interior and Local  
Government (DILG)  
Date signed: \_\_\_\_\_

**DIR. VON MARK R. MENDOZA**  
Permanent Representative  
Department of Agrarian Reform (DAR)  
Date signed: \_\_\_\_\_

**DIR. GOMEI C. GABUNA**  
Permanent Representative  
Department of Health (DOH)  
Date signed: 9/19/2024





**DIR. JUANITO T. BATALON**  
Permanent Representative  
Department of Science and Technology  
(DOST)  
Date signed: 9/3/2024

**ASEC. GRACE FALGUI BALUYAN**  
Permanent Representative  
Department of Trade and Industry  
(DTI)  
Date signed: \_\_\_\_\_

**DEP. DIR. GEN. ROSANNA A. URDANETA**  
Permanent Representative  
Technical Education and Skills  
Development Authority (TESDA)  
Date signed: \_\_\_\_\_

**COMM. RHODEX P. VALENCIANO**  
Representative, Indigenous Farmers  
National Commission on Indigenous  
Peoples (NCIP)  
Date signed: \_\_\_\_\_

**MR. GABRIEL A. ARUBIO**  
Representative, Luzon Small Farmers  
Yakap at Halik Multi-Purpose  
Cooperative Cavite  
Date signed: 9/4/2024

**MR. GODYNEL D. ISEDENIA**  
Representative, Visayas Small Farmers  
Aklan Provincial Organic Producers  
Association (APOPA)  
Date signed: 9/4/2024

**MR. MAEL JETHEL J. KAPUNAN**  
Representative, Mindanao Small  
Farmers  
Peoples Action for Liberal Agriculture  
Industry (PALAI), Inc.  
Date signed: 9/4/2024

**MS. AIMEE LOO PAREDES**  
Representative, Non-Government  
Organizations  
Cares Channels, Inc.  
Date signed: 9/2/2024





**MS. DONNA LAO-PADRE**  
Representative, Private Sector  
Lao Integrated Farms, Inc.  
Date signed: 9/3/2024

**DR. NOEL B. LUMBO**  
Representative, Agricultural Colleges  
and Universities  
University of the Philippines Los Baños  
Date signed: 9/2/2024

**HON. ROMMEL C. ARNADO**  
Representative, National Organization of  
Local Government Units  
League of Organic Agriculture  
Municipalities, Cities and Provinces of  
the Philippines  
Date signed: \_\_\_\_\_

**MR. RODOLFO F. CORTEZ, JR.**  
Representative, National Association of  
PGS Groups  
Participatory Guarantee System (PGS)  
Pilipinas  
Date signed: \_\_\_\_\_

Attested by:

**DIR. BERNADETTE F. SAN JUAN, CESO II**  
NOAB Secretary  
Date signed: 9/18/2024





**NATIONAL ORGANIC AGRICULTURE BOARD**

Resolution No. 12  
Series of 2024

**REQUESTING THE OPINION OF THE OFFICE OF THE SOLICITOR GENERAL  
ON THE REQUIREMENTS FOR THE ISSUANCE OF MAYOR'S PERMITS  
TO PGS CORE GROUPS/OCB AS PROVIDED FOR IN R.A. 11511**

**WHEREAS**, Section 2 of Republic Act No. 10068 or the Organic Agriculture Act of 2010, as amended by Republic Act No. 11511, declares the policy of the State to promote, propagate, develop further, and implement the practice of organic agriculture in the Philippines;

**WHEREAS**, Section 6 of R.A. 10068, as amended, created the National Organic Agriculture Board (NOAB) as the policy-making body that shall provide direction and general guidelines for the implementation of the National Organic Agriculture Program (NOAP);

**WHEREAS**, Section 14(a) of R.A. 10068, as amended, has identified the Participatory Guarantee System (PGS) as the mechanism by which small farmers/fisherfolk, their farms/associations/cooperatives shall be certified as engaged in organic agriculture and as producers of organic agriculture products;

**WHEREAS**, Section 3(t) and 3(u) of R.A. 10068, as amended, define **PGS group** and **Core PGS group**, as:

*"(t) **PGS group** refers to a legal association or cooperative of registered farmer members and other stakeholders in a participatory guarantee system; and  
(u) **Core PGS group** refers to the basic grouping unit in the PGS."*

**WHEREAS**, Section 14(b) of R.A. 10068, as amended, requires that **the core PGS group** applying for certification shall be registered with the municipality/city where the PGS group is predominantly located, that it **shall secure a mayor's permit** from said municipality/city, **possession of which shall suffice as proof of registration and the grant of legal personality**, which shall however be limited only to PGS transactions; Further, an **organic certifying body (OCB) shall also secure a mayor's permit** from the municipality/city where it intends to operate and **possession of which shall suffice to grant them legal personality for purposes of accreditation** by the Bureau of Agriculture and Fisheries Standards (BAFS);

**WHEREAS**, some PGS Core Groups applying for certification/accreditation encounter challenges in securing mayor's permit from their municipalities/cities because they were required to present a registration either from the Securities and Exchange Commission (SEC) or the Department of Trade and Industry (DTI) or the Cooperative Development Authority (CDA);

**WHEREAS**, the NOAB decided to seek the opinion of the Honorable Office of the Solicitor General on whether or not the provision of Section 14(b) of R.A. 10068, as amended, which states that a mayor's permit will grant legal personality to PGS groups, and thus, will not necessitate for SEC/CDA/DTI registration for PGS groups;

NOABRESO No. <u>12</u> R.2024	REQUESTING THE OPINION OF THE OFFICE OF THE SOLICITOR GENERAL ON THE ISSUANCE OF MAYOR'S PERMIT TO PGS CORE GROUPS/OCB AS PROVIDED FOR IN RA 11511	Page 1 of 4
----------------------------------	--	-------------





**NOW, THEREFORE**, this Board, by virtue of the power vested in it by R.A. 10068, as amended, has **RESOLVED**, as it is hereby **RESOLVED**, to request the opinion of the Office of the Solicitor General on whether the city/municipality can issue a mayor's permit to the PGS core groups/organic certifying body, even without registration with the SEC, DTI or the CDA;

**RESOLVED FURTHER**, that a copy of this resolution be forwarded to the Office of the Solicitor General for appropriate action;

**APPROVED AND ADOPTED** this 15<sup>th</sup> day of August 2024 in the City of San Fernando, Province of La Union, Philippines by the following NOAB members present:

**USEC. ZAMZAMIN L. AMPATUAN**

Chairperson

Department of Agriculture (DA)

Date signed: 9/4/2024

**ASEC. ELIZABETH N. LOPEZ DE LEON**

Vice - Chairperson

Permanent Representative

Department of the Interior and Local  
Government (DILG)

Date signed: \_\_\_\_\_

**DIR. VON MARK R. MENDOZA**

Permanent Representative

Department of Agrarian Reform (DAR)

Date signed: \_\_\_\_\_

**DIR. GOME L C. GABUNA**

Permanent Representative

Department of Health (DOH)

Date signed: 9/18/2024





**DIR. JUANITO T. BATALON**  
Permanent Representative  
Department of Science and Technology  
(DOST)  
Date signed: 9/2/2024

**ASEC. GRACE FALGUI BALUYAN**  
Permanent Representative  
Department of Trade and Industry  
(DTI)  
Date signed: \_\_\_\_\_

**DEP. DIR. GEN. ROSANNA A. URDANETA**  
Permanent Representative  
Technical Education and Skills  
Development Authority (TESDA)  
Date signed: \_\_\_\_\_

**COMM. RHODEX P. VALENCIANO**  
Representative, Indigenous Farmers  
National Commission on Indigenous  
Peoples (NCIP)  
Date signed: \_\_\_\_\_

**MR. GABRIEL A. ARUBIO**  
Representative, Luzon Small Farmers  
Yakap at Halik Multi-Purpose  
Cooperative Cavite  
Date signed: 9/4/2024

**MR. GODYNEL D. ISEDENIA**  
Representative, Visayas Small Farmers  
Aklan Provincial Organic Producers  
Association (APOPA)  
Date signed: 9/4/2024

**MR. MAEL JETHEL J. KAPUNAN**  
Representative, Mindanao Small  
Farmers  
Peoples Action for Liberal Agriculture  
Industry (PALAI), Inc.  
Date signed: 9/4/2024

**MS. AIMEE LOO PAREDES**  
Representative, Non-Government  
Organizations  
Cares Channels, Inc.  
Date signed: 9/2/2024





**MS. DONNA LAO-PADRE**  
Representative, Private Sector  
Lao Integrated Farms, Inc.  
Date signed: 9/3/2024

**DR. NOEL B. LUMBO**  
Representative, Agricultural Colleges  
and Universities  
University of the Philippines Los Baños  
Date signed: 9/2/2024

**HON. ROMMEL C. ARNADO**  
Representative, National Organization of  
Local Government Units  
League of Organic Agriculture  
Municipalities, Cities and Provinces of  
the Philippines  
Date signed: \_\_\_\_\_

**MR. RODOLFO F. CORTEZ, JR.**  
Representative, National Association of  
PGS Groups  
Participatory Guarantee System (PGS)  
Pilipinas  
Date signed: \_\_\_\_\_

**Attested by:**

**DIR. BERNADETTE F. SAN JUAN, CESO II**  
NOAB Secretary  
Date signed: 9/18/2024