

Republic of the Philippines Department of Agriculture NATIONAL ORGANIC AGRICULTURE BOARD



National Organic Agriculture Program, Department of Agriculture, Elliptical Rd., Diliman, Quezon City

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 15th 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

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

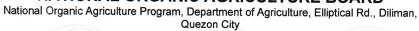
Permanent Representative
Department of Agrarian Reform (DAR)
Date signed: ______

DIR. GOMEL C. GABUNA

Permanent Representative Department of Health (DOH) Date signed: 9/19/2024



NATIONAL ORGANIC AGRICULTURE BOARD





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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

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Representative Non-Government Organizations

Cares Channels, Inc.

Date signed: ______ | 2 | 2024



NATIONAL ORGANIC AGRICULTURE BOARD

National Organic Agriculture Program, Department of Agriculture, Elliptical Rd., Diliman, Quezon City



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: 9/19



NATIONAL ORGANIC AGRICULTURE BOARD



National Organic Agriculture Program, Department of Agriculture, Elliptical Rd., Diliman, Quezon City

NATIONAL ORGANIC AGRICULTURE BOARD

Resolution No. <u>12</u> Series of 2024

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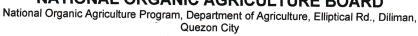
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USEC. ZAMZAMIN L. AMPATUAN

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. GOMEL C. GABUNA

Permanent Representative Department of Health (DOH) Date signed: __9/19/2024_



NATIONAL ORGANIC AGRICULTURE BOARD

National Organic Agriculture Program, Department of Agriculture, Elliptical Rd., Diliman, Quezon City





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: 4/4/2024

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

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Date signed:

MR. RODOLFO F. CORTEZ, JR.

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Participatory Guarantee System (PGS)
Pilipinas

Date signed:

Attested by:

DIR, BERNADETTE F. SAN JUAN, CESO II

NOAB Secretary
Date signed: 9 19 2024