



Republic of the Philippines
Department of Environment and Natural Resources
NATIONAL WATER RESOURCES BOARD

RESOLUTION NO. 12-0418
April 25, 2018 – 177th Board Meeting

**POLICY GUIDELINES ON GRANTING OF EXTENSION FOR
CONDITIONAL WATER PERMITS**

The **NATIONAL WATER RESOURCES BOARD (“the Board”)**, a government institution, created and existing under Philippines, with office address at 8th Floor, NIA Building, EDSA, Quezon City, states:

WHEREAS, the NWRB as the country’s frontline government agency that controls and regulates all water resources conservation and development is tasked to implement conditions for compliance with the water permits issued by the Board subject to such terms, restrictions and limitations as it may deem proper to impose as stated under Section 15 of the Implementing Rules and Regulations of Presidential Decree No. 1067 or the Water Code of the Philippines;

WHEREAS, under Article 28 of the Water Code of the Philippines states that “water permit shall continue to be valid as long as water is beneficially used; however, it may be suspended on the grounds of non-compliance with approved plans and specifications or schedules of water distribution; use of water for a purpose other than that for which it was granted; non-payment of water charges; wastage; failure to keep records of water diversion, when required, and violation of any term or condition of any permit of rules and regulations promulgated by the Board”;

WHEREAS, several conditions on the compliance of water permit such as submission of required plans and specifications for the diversion works and filing of a Certificate of Public Convenience (CPC) application for municipal use within one (1) year from issuance of water permit are tedious process and non-compliance of conditions set forth could be a ground for revocation;

WHEREAS, to address these issues, NWRB Board Resolution No. 003-0607 dated June 20, 2007 was passed which provides for the issuance of a Conditional Water Permit (CWP) prior to the issuance of a water permit. This entails the holder of a CWP to comply with the said conditions within one (1) year as prescribed period. Under the aforesaid resolution, conditional water permit shall remain valid for a period of one (1) year from date of approval and if after the lapse of the one (1) year period, the applicant fails to show compliance with the conditions, the water permit will not be issued to the applicant and closure of the source will follow. The Board may, however, grant extension to the one (1) year validity period for justifiable reason. Holders of the Conditional Water Permit for municipal use shall be advised to file a CPC application prior to the release of the water permit to ensure that a CPC is secured;

WHEREAS, during the 70th Board Meeting dated September 24, 2008, Resolution No. 004-1008 was passed authorizing the NWRB Executive Director to grant an extension on the CWP for the period not exceeding six (6) months. Extensions beyond the six (6) months

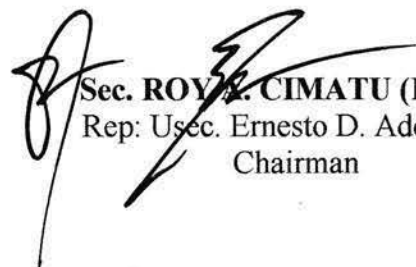
period shall be submitted to the Board for approval/disapproval. The requests for extension shall be filed before its expiration and should be justified by the Applicant with a detailed work schedule, if applicable;

WHEREAS, it is necessary to institute a policy on granting of extension on conditional water permits.

NOW, THEREFORE, BE IT RESOLVED AS IT IS HEREBY RESOLVED, to approve the following policy guidelines on granting of extension for conditional water permits to give the underlying support that will limit requests for extension:

1. All holders of CWP shall be granted an extension period not exceeding six (6) months subject to the approval of the Executive Director. The CWP holder can apply for the six (6) months extension period no more than twice and such request for extension shall be filed prior to the expiration date of the CWP.
2. The extension shall be granted for a period not exceeding one (1) year only. Extension of more than the maximum allowable period shall no longer be allowed and said CWP shall be automatically revoked.
3. Holders of a revoked CWP who has availed of the maximum allowable extension period may reapply the same within a period of six (6) months. The applicant can only reapply once and shall no longer be entitled for any extension of time to comply with the conditions. Reapplication shall be treated as new application and shall be required to submit new set of documents.
4. All holders of CWP who did not request for an extension shall only be allowed a one (1) time refiling within six (6) months after the expiration date and shall only be allowed an extension not exceeding six (6) months.
5. All documents submitted in connection with the revoked CWP shall be returned to the applicant.


IN WITNESS WHEREOF, we have hereunto set our hands this 25th day of April 2018 in Quezon City, Philippines.


Sec. **ROY L. CIMATU (DENR)**
Rep: Usec. Ernesto D. Adobo, Jr.
Chairman

Sec. ERNESTO M. PERNIA (NEDA)

Rep: DDG Rolando G. Tungpalan
Vice-Chairman

Members:


Sec. MENARDO I. GUEVARRA (DOJ)
Rep: Asst. Chief State Counsel Ruben F. Fondevilla


Sec. FORTUNATO T. DE LA PEÑA (DOST)
Rep: Engr. Eduardo V. Manalili


Dr. ROBERTO S. SORIANO (UP-NHRC)