

PRIMER ON

MINERAL PROCESSING PERMITS



MINES AND GEOSCIENCES BUREAU
Department of Environment and Natural Resources

NOTE: This Primer is based on Republic Act No. 7942, "The Philippine Mining Act of 1995" and its Revised Implementing Rules and Regulations, as amended

What is a Mineral Processing Permit?

A Mineral Processing Permit (MPP) refers to the permit granted to a Qualified Person for mineral processing. Mineral Processing means the milling, beneficiation, leaching, smelting, cyanidation, calcination or upgrading of ores, minerals, rocks, mill tailings, mine waste and/or other metallurgical by-products or by similar means to convert the same into marketable products.

Who is qualified to apply for a Mineral Processing Permit?

The following Qualified Person may apply for a Mineral Processing Permit:

- (1) **Individual** - a Filipino citizen of legal age and with capacity to contract;
or
- (2) **Corporation, Partnership, Association or Cooperative** - organized or authorized for the purpose of engaging in mining, duly registered in accordance with law, either Filipino or foreign-owned.

What is the term of a Mineral Processing Permit?

The term of a Mineral Processing Permit shall be for a period of five (5) years from date of issuance thereof, renewable for like periods but not to exceed a total term of twenty-five (25) years: *Provided*, That no renewal of Permit shall be allowed unless the Permit Holder has complied with all the terms and conditions of the Permit and has not been found guilty of violation of any provision of the Act and these implementing rules and regulations.

What are the mandatory requirements in the acceptance of an MPP application?

An MPP application shall be filed in the Mines and Geosciences Bureau (MGB) Regional Office (RO) concerned, for mineral or non-mineral reservation areas, using the prescribed form (MGB Form No. 11-02) through payment of the filing fee and submission of five (5) sets of the following mandatory requirements:

1. Application Form (MGB Form No. 11-02)
2. SEC-certified Certificate of Registration, Articles of Incorporation
3. Location Map/Sketch Plan (1:50,000 NAMRIA topographic map) of the area of the proposed processing plant
4. Feasibility Study including work programs, plant site, mill and plant layout/design, details of technology to be employed in the proposed operation, anti-pollution devices/measures as well as the plant capacity
5. Certificate of Environmental Management and Community Relations Record (CEMCRR) or Certificate of Exemption (COE)
6. Environmental Compliance Certificate (ECC)
7. Environmental Protection and Enhancement Program (MGB Form 16-2)

8. Social Development and Management Program
9. Proof of technical competence in the form of:
 - 9.1. Bio-data and track records in mining operations/ environmental management
 - 9.2. Sworn statement or employment contract/proof of availed service of the technical person/s who will undertake the implementation of the Work Programs
10. Interim Importation Permit/certification from EMB on the use of chemicals (e.g. cyanide, mercury) in compliance with R.A. No. 6969
11. Brief history of applicant's activities for the last five (5) years, if any
12. Supply Contract/Agreement with mining rights holders, if applicable
13. Proof of financial capability:
 - 13.1. Latest audited Financial Statements
 - 13.2. Annual Report for the preceding year
 - 13.3. Credit Lines/Bank Guarantees/Deposits
14. Proof/s of payment of application fee
 - 14.1. Project cost of > PhP500M = PhP50,000.00
 - 14.2. Project cost of PhP250-500M = PhP20,000.00
 - 14.3. Project cost of < PhP250M = PhP10,000.00

What are the additional requirements after an MPP application is filed?

The following additional requirements shall be submitted after the acceptance of the application but prior to the issuance of the Mineral Processing Permit:

1. MGB reg. Secretary's Certificate attesting to a Board Resolution authorizing the President to sign and execute documents in connection with the MPP application
2. NCIP Certification Precondition
3. Proof/s of payment of FS Evaluation Fee = PhP20,000
4. Prior approval or endorsement in the form of Resolution or Certification by at least the majority of the *Sanggunian* concerned

MINERAL PROCESSING PERMIT PROCESS FLOWCHART

