

Integrating ADSDPP and LGU Plans: Issues and Recommendations

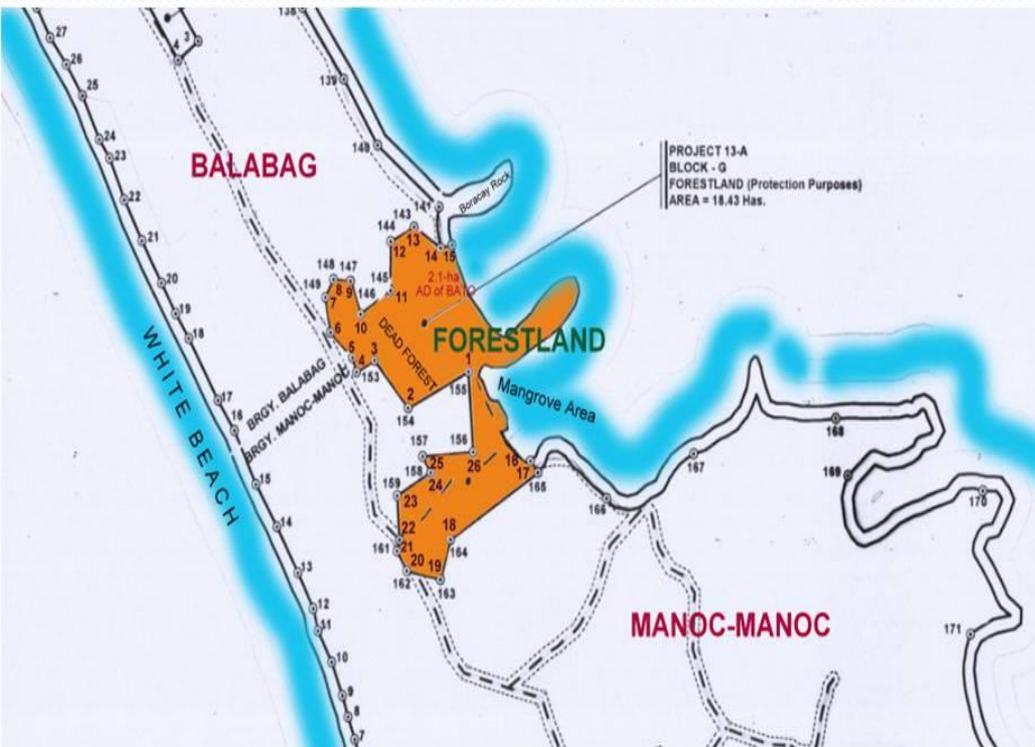
Presentation by:
National Anti-Poverty Commission
IP Sectoral Council

What is ADSDPP (IPRA, RA 8371)

- Under Rule III, Part II Section 2 of the RA 8371... the ICC/IPs have the right to control, manage, develop, protect, conserve and sustainable use of:
 - land, air, water and mineral;
 - plants, animals and other organism;
 - collecting, fishing and other hunting grounds;
 - other areas for economic, ceremonial and aesthetic value according to indigenous knowledge system and practices (IKSPs) and customary traditions;
- Further, the ICC/IPs have the right to benefit from the utilization, extraction, use and development of the lands and natural resources with the ancestral lands/domain;
- Furthermore, IN ALL INSTANCES, the ICC/IPs shall have the priority in the development, extraction, utilization and exploitation of natural resources;

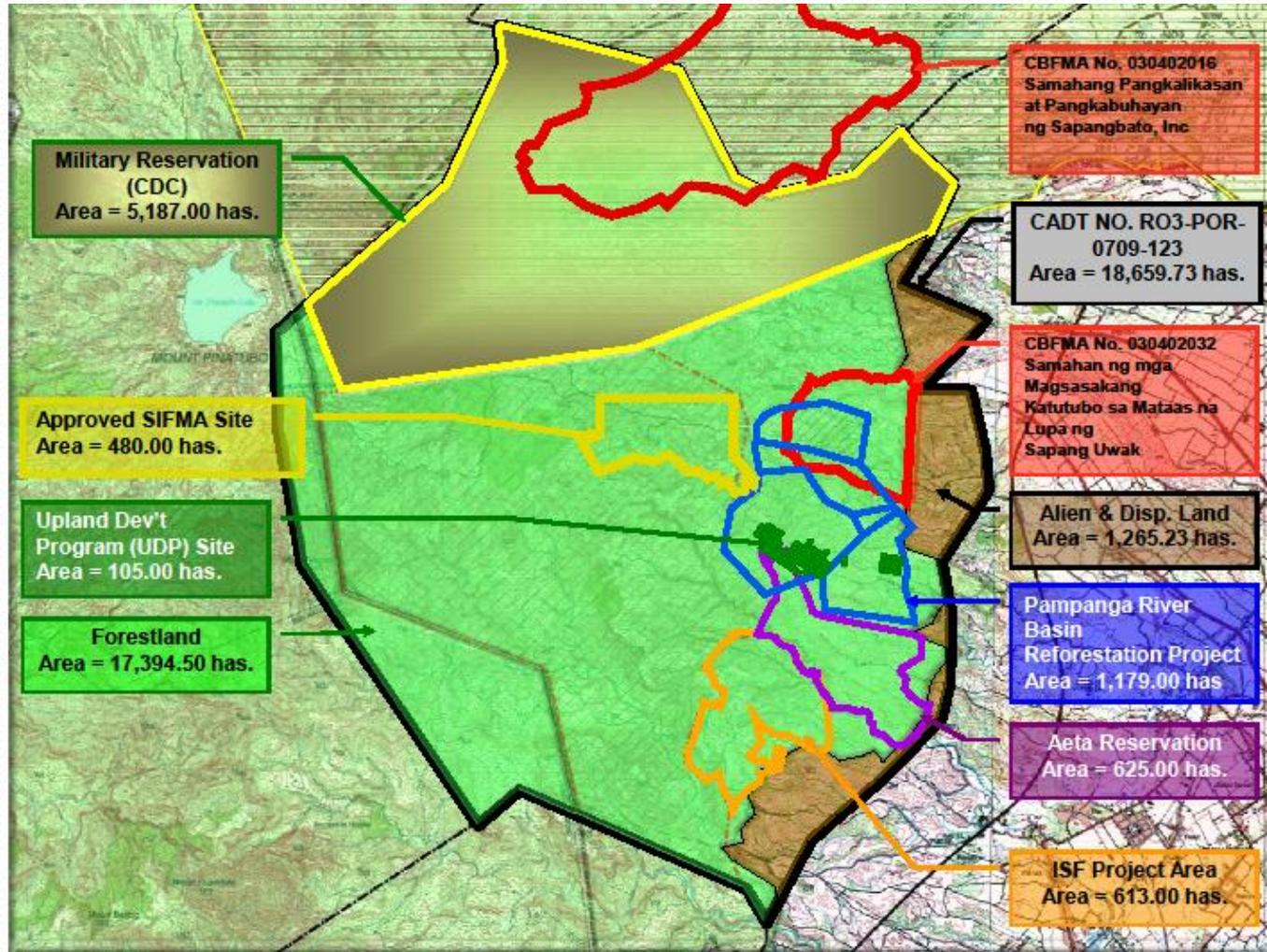
Realities on the Ground

The Case of Boaracy ATI



Realities on the Ground

The Ancestral Domain of Aeta in Porac, Pampanga



Summary of Issues:

- **Resource-based conflict (priority use/utilization, access and control over natural resources)**
- **Conflicting land policies and programs (tenurial instruments; disputes in defining political boundary)**
- **Varying development framework (CLUP/CDP v. ADSDPP)**
- **Limited support in the process of formulating the ADSDPP (both technical and financial)**
- **Non-recognition and protections of ICC/IP inherent rights by state authorities (both LGUs and National Agencies) and private corporations**
- **Pending policy proposals that could have impact on the current IPRA processes (e.g. Forestry Code, etc.); and/or litigations (DENR petition on certain provision of IPRA pending at the SC)**

Ways Forward... (recommendations)

- Bottom line issue: land claims! (foremost is fast tracking the resolution of resource-based conflict)
 - From CADC to CADT (NCIP AO) process & ADSDPP Formulation
 - CADT application (from DENR DAO #2 to direct application)
 - NCIP-led
- Making the existing mechanisms work on the ground: i.e. FPIC processes, mandatory representation of IP in all local legislative bodies (IPMR)
 - DILG-led
- Strengthening of ICC/IP capacities using their own commonly accepted IKSPs and collaborating with other institutions (e.g. DAP, LGA, etc.)
 - NAPC-led
- Integration and budgetary allocation of the ADSDPP in the local development plans (identify pilot area)

“Ang tunay na ADSDPP ay ang gawa at kagustuhan ng mga taong kasangkot dahil ito ay batay sa kanilang angkop na paniniwala, kaugalian, batas at mga kaparaanan; ito may tunay na sariling pagpapasya ang mamamayan at hindi dahil lamang sa dikta ng batas na mayroon tayo ngayon”

- NAPC IPSC Council Member



Maraming Salamat