



NCIP Consolidated Reactions to the PIDS Research Study





Thematic Concern 1:

Recognition, awarding, and management of ancestral domains

PIDS Recommendations and Ways Forward

a. An articulated weakness is the seemingly poor anthropological documentation of IP culture and heritage and the lack of masterplan toward eventual program conclusion in ancestral domain coverage.

a. IP ancestral domain universe needs to be defined as there is still no clear estimate on full coverage.

NCIP Comments and Ways Forward

- AD database
 - list of titled ADs/ALs,
 - funded and on-going delineation process,
 - CADCs/CALCs from DENR,
 - identified AD/AL with no application

- Complete database
- Implement the Ancestral Domain Information System



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NCIP Comments and Ways Forward

- updating and completing its records of all Ancestral Domain/ Ancestral Lands (AD/AL) areas in the Philippines

- “piggybacking” to save time and resources
- hire of additional Geodetic Engineers (GEs) as Job Order Contractors (JOCs)
- tap expert services of drone operators to aid and speed up the delineation and mapping processes.



Thematic Concern 1: Recognition, awarding, and management of ancestral domains

PIDS Recommendations and Ways Forward

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b. NCIP must not only be dependent on CADT/CALT applications, rather, proactivity in terms of covering un-surveyed areas need to be manifested.

NCIP Comments and Ways Forward

- IPRA provisions - titled AD/ALs are recognized.
- emphasizes the principle of native title.

- issue certification recognizing ADs/ALs after the conduct of validation for the ICCs/IPs that have not formally applied for titles



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NCIP Comments and Ways Forward

- not dependent on CADT/CALT applications only
- identified AD/AL areas without CADT/CALT application

- lobby for additional funds for the delineation and titling of AD/AL areas



Thematic Concern 1: Recognition, awarding, and management of ancestral domains

PIDS Recommendations and Ways Forward

a. An articulated weakness is the seemingly poor anthropological documentation of IP culture and heritage and the lack of masterplan toward eventual program conclusion in ancestral domain coverage.

c. Appropriate anthropological research, and demographic and geodetic leg work need to be initiated at the level of the commission even without prompts from its constituents.

NCIP Comments and Ways Forward

- Anthropologist, NCIP staff, and IP Youth doing Participatory Action Research (PAR)-SWOT and other approaches to gather ethnographies
- IP Master Plan formulated by the IPs in LuzViMin
- ADSDPPs formulated by the IPs through the facilitation of the NCIP.

- Continue the conduct of the PAR SWOT in the 101 ICCs
- assess and update its current Master Plan
- Assist IPs in the ADSDPP formulation



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NCIP Comments and Ways Forward

- Culture of research is done in almost all activities of the NCIP.
- lack of funding for research program

- Request for additional positions and budget



Thematic Concern 1: Recognition, awarding, and management of ancestral domains

PIDS Recommendations and Ways Forward

a. An articulated weakness is the seemingly poor anthropological documentation of IP culture and heritage and the lack of masterplan toward eventual program conclusion in ancestral domain coverage.

d. The integrity of IPs/ICCs cultural heritage and indigenous political structures need to be assured, the awarded CADTs need to be filed with the Registry of Deeds; and, tenurial conflicts and policy overlaps must be addressed among the NCIP, DENR, DILG, and DAR.

NCIP Comments and Ways Forward

- CADTs/CALTs approved by the Commission should be respected by other agencies regardless of its non-registration with the ROD

- Continue to lobby with LRA to register CADTs with the annotation of section 56 of IPRA



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NCIP Comments and Ways Forward

- CADTs are registered at the ROD before it will be awarded to the community.

If CNOs are required, to give said agencies a period of not more than 30 days within which to act on the submitted technical description and maps from NCIP, otherwise the CADT/CALT shall be registered by the LRA/Reg of Deeds, subject to Sec. 56, IPRA



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PIDS Recommendations and Ways Forward

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NCIP Comments and Ways Forward

- Indigenous Political Structures documentation
- institutionalization of the Ancestral Development Management Office (ADMO) in all Ancestral Domains

- ADMO funding support
- NCIP Strategic Plan Framework 2023-2028



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NCIP Comments and Ways Forward

House Bill No. 7811 entitled "An Act Promoting and Safeguarding Community Intellectual Rights (CIR) of ICCs/IPs"

Lobby for the approval of the law



Thematic Concern 2: Bureaucratic Weaknesses of NCIP in Delivering its Mandate

PIDS Recommendations and Ways Forward

a. Institutional limitations in funds and technical capacity need to be rectified through institutional and fiscal restructuring.

a. Manpower complement must be strengthened with appropriate expertise in the fields of social sciences, engineering, and law

NCIP Comments and Ways Forward

- appropriate expertise positions coordinated
- few legal positions for the CO were approved
- rationalization and reorganizational plans not approved.
- creation of additional offices and positions requested

- additional Plantilla positions of expertise
- CSC to expedite the validation of appointments and complete all unfilled positions in all offices



Thematic Concern 2: Bureaucratic Weaknesses of NCIP in Delivering its Mandate

PIDS Recommendations and Ways Forward

a. Institutional limitations in funds and technical capacity need to be rectified through institutional and fiscal restructuring.

b. To augment this is to beef-up and restructure the EAP to allow graduated scholars to render professional service to NCIP and IP communities.

NCIP Comments and Ways Forward

- 91 graduates employed in 13 NCIP Regional Offices
- Administrative Order No. 5, Series of 2012 - EAP grantees render professional service to NCIP and IP Communities
- EAP grantees are engaged in PAR-SWOT

- continue to hire qualified EAP graduates



Thematic Concern 2 : Bureaucratic Weaknesses of NCIP in Delivering its Mandate

PIDS Recommendations and Ways Forward

a. Institutional limitations in funds and technical capacity need to be rectified through institutional and fiscal restructuring.

c. The financial resources must also be channeled to technical operations focusing on enhancing the four core rights of IPs/ICCs

NCIP Comments and Ways Forward

- FY 2014 - project funds directly sub-allotted to the operating units or Regional Offices by DBM for the implementation of 10 sub-programs of the 3 core programs.

- PrExC FY 2023 and Beyond – 4 core programs aligned to the 4 Bundles of Rights, and 17 sub-programs in Operation
- IP-identified PAPs in the IPMP, SP-ADSDPPs, SWF, 11 BB - be prioritized for funding to fulfill the 36 specific rights of the IPs.



Thematic Concern 2: Bureaucratic Weaknesses of NCIP in Delivering its Mandate

PIDS Recommendations and Ways Forward

a. Institutional limitations in funds and technical capacity need to be rectified through institutional and fiscal restructuring.

c. The financial resources must also be channeled to technical operations focusing on enhancing the four core rights of IPs/ICCs

NCIP Comments and Ways Forward

- only 25% of the NCIP's core programs accomplished due to the limited funds for operations.
- Interventions requested to augment funds in our GAA continuously denied.

- Engagement with stakeholders for funding of the projects/activities for the IPs.
- partnership with other government agencies as co-implementor of projects



Thematic Concern 2 : Bureaucratic Weaknesses of NCIP in Delivering its Mandate

PIDS Recommendations and Ways Forward

b. Appropriated funds as indicated in the annual GAA seemed substantial, but the Commission needs to strictly comply with COA guidelines, observations and audit recommendations.

NCIP Comments and Ways Forward

- COA unqualified opinion on NCIP Annual Audit Report for FY 2017 to FY 2020 - highest opinion of an auditor
- Audit findings or observations reflected in the Annual Audit Report issued by the COA had no material impact to affect the opinion of the COA Auditor.
- Recommendations to the audit findings/ observations stated in the study were fully complied.

- Training/seminar of personnel in charge of the Property, Plant and Equipment; processing of financial claims, and preparation of financial reports



Thematic Concern 3:

Protection from the destruction of ecosystems within ancestral domains, highlighting the relationship of indigenous peoples to their environment and outside entities operating within ADs.

PIDS Recommendations and Ways Forward

IPs/ICCs and their respective IPs must be able to intelligently assess project proposals and make informed decisions

NCIP must ensure the integrity of the documentation, consultation, and consensus building processes within FPIC applications

NCIP Comments and Ways Forward

- FPIC Guidelines - process is in accordance with the decision-making process of the community

- On-going review of the FPIC Guidelines
- Continuous IEC on the IPRA and other related laws to the for the ICCs/IPs



Thematic Concern 3:

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PIDS Recommendations and Ways Forward

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NCIP must ensure the integrity of the documentation, consultation, and consensus building processes within FPIC applications

NCIP Comments and Ways Forward

- TWG - review of the FPIC Guidelines
 - to strengthen the implementation of the FPIC process
 - to comply with the requirement of ARTA and the Energy Virtual One-Stop Shop (EVOSS) Act

- Ancestral Domains/Lands Protection and Management Division (ADLPMD) - to assist the ICCs/IPs protect their ADs/Als
- Protection include case build-up activities towards the prosecution of violators of IPRA.



Thematic Concern 3:

Protection from the destruction of ecosystems within ancestral domains, highlighting the relationship of indigenous peoples to their environment and outside entities operating within ADs.

PIDS Recommendations and Ways Forward

IPs/ICCs and their respective IPS must be able to intelligently assess project proposals and make informed decisions

NCIP must ensure the integrity of the documentation, consultation, and consensus building processes within FPIC applications

NCIP Comments and Ways Forward

- FPIC and EPR facilitation and MOA implementation and monitoring – sub-program proposed in 2023 PrExC
- Documentation and confirmation of Indigenous Political Structures and Accreditation of Indigenous Political Organization
- Show cause orders - issued to those who are non-compliant to FPIC process

- Continue the Capacity Building of the IP youth IPMRS and leaders to all Ancestral Domains



Thematic Concern 4: Non-compliance to and violations of the FPIC process

PIDS Recommendations and Ways Forward

There is a need to strengthen IP/ICC organization, including IPS representation, and augment legal and adjudication support to NCIP offices.

The permitting process should also be explained to the IPs for them to be aware of the activity flow and their respective roles at each stage in the process.

NCIP Comments and Ways Forward

FPIC Guidelines

- opportunity for the project to be explained.
- private individuals or experts that may assist/guide them.
- Community is not limited to a number of consultations within which to give a decision.

- Continuous IEC and capability building activities
- Partnership with IBP for legal assistance
- assistance from PAO for legal



Thematic Concern 4: Non-compliance to and violations of the FPIC process

PIDS Recommendations and Ways Forward

Proper orientation on the provisions of IPRA and other relevant policies should be given to government agencies, and relevant stakeholders including the academe and the private sector

The permitting process should also be explained to the IPs for them to be aware of the activity flow and their respective roles at each stage in the process.

NCIP Comments and Ways Forward

- IPRA and IP culture sensitivity orientation for DENR, PNP, IBP, American Chamber of Commerce of the Philippines, etc.

- IEC and capability building activities
- IECs for newly elected officials in IP areas



Thematic Concern 5:

IP/ICC Political Structure and Institutional Representation Impact, Self-governance and Empowerment

PIDS Recommendations and Ways Forward

NCIP Comments and Ways Forward

Strong representations in bureaucratic platforms on the part of NCIP and the IPs/ICCs is a good indicator of empowerment. However, the Commission must recognize and play up its innate institutional strength and authority to effectively manifest such leverage.

Capacity augmentation has to be done in two fronts: for the NCIP to effectively project authority and fully own its mandate, and for the IPS to proficiently serve as stewards and representatives of their respective ICCs.

- 32 Indigenous Peoples Structures (IPS) confirmed
- 2 for confirmation.
- 72 Provincial leveling off sessions promote the establishment of an ADMO to strengthen the IPS

- Continue confirming the IPS.



Thematic Concern 6: Accessibility of Government Services

PIDS Recommendations and Ways Forward

NCIP must be able to serve as channel and /or conduit between relevant government offices and the IPs/ICCs in tapping support programs and services

Appropriate institutional networking, and apt understanding of IP/ICCs needs and requirements.

NCIP Comments and Ways Forward

- coordinating and collaborating with stakeholders to access opportunities and services
- DOH-NCIP-DILG JMC 2013-01 "Guidelines on the Delivery Of Basic Health Services for ICCs/IPs"
- IP Strategic Plan (2015-2017 and 2018-2022) for Health to operationalize the JMC

- partnerships with stakeholders through MOU/MOA/MOC/MOP



Thematic Concern 7: Right of IPs/ICCs to Self Determination and Cultural Integrity

PIDS Recommendations and Ways Forward

Self-governance and empowerment of indigenous peoples and ICCs are seen especially in platforms covering regulatory functions, program implementation and governance councils where there are opportunities for decision-making roles and/or avenues to contribute.

Compliance must be ensured regarding the mandatory representation of IPs in all levels of governance, and relevant regulatory bodies

NCIP Comments and Ways Forward

- 5,000 IPMRs at the barangay, city, municipal, and provincial councils
- Some local governments resisted IPMRs in their councils due to political and fiscal issues

- IP Conventions on ICCs/IP empowerment IPS, documentation process, and Certificate of Confirmation (COC) protocol in LuzViMin
- IPMR Conventions in LuzViMin on national and regional issues in a holistic and participatory manner in relation to the rolled-out guidelines or Self-Governance and Empowerment concerns



Thematic Concern 7: Right of IPs/ICCs to Self Determination and Cultural Integrity

PIDS Recommendations and Ways Forward

NCIP's leverage is also enhanced when it is represented in bodies significant to furthering development at both local and national levels

The Commission must, however, recognize and play up its innate institutional strength and authority to effectively manifest such leverage.

NCIP Comments and Ways Forward

- Engaged with stakeholders through 143 MOA/MOU/MOC.

- coordination with other stakeholders to include IPs in their PAPs and to augment meager funds of NCIP
- Review of DBM fiscal policy regarding PS ceiling and providing categorical exemptions for IPMRs.



Thematic Concern 7: Right of IPs/ICCs to Self Determination and Cultural Integrity

PIDS Recommendations and Ways Forward

The IPs/ICCs and their respective ancestral domains must be also insulated against the state's anti-insurgency drive, allowing them to truly pursue self-determination.

ADs can be declared as areas of neutrality, minimizing the instances of redtagging and lessening security concerns and potential conflicts with both the military and insurgents.

NCIP Comments and Ways Forward

- EO 70 - being implemented on the ground
- entire executive branch of the government are now addressing the socio-economic concerns of the IPs

- NTF-ELCAC and NCIP partnership shall continue assisting local communities by providing budget for their barangay development plans.

Issues on the Implementation of IPRA

PIDS Conclusions

1) Delayed grounding of policy

NCIP Comments and Ways Forward

- IPRA 1997
- IPRA IRR 1998
- AO 1, Series of 2002 – Guidelines for the Review and Validation of the CADT and CALT Approved by the First Commission on Indigenous Peoples but were not Registered with the Register of Needs Nor Released to the Claimants Owners
- 18 Administrative Orders

- ensures that all policies are understood by all stakeholders especially the IPs on the ground.
- Updating/enhancement of policies shall also be done to suit the needs of the changing time.



Issues on the Implementation of IPRA

PIDS Conclusions

NCIP Comments and Ways Forward

2) Funding and human resources limitations

- Human Resource Interventions and additional plantilla positions were continuously submitted to the DBM but not considered
- Only 1 Regional Office, 2 Provincial Offices, 2 Community Service Centers, and 3 Divisions at the Central Office and 87 additional positions approved.

- Enhancing the PrExC by adding one core program to make it four to be aligned with the Four Bundles of Rights
- Continuous conduct of Human Resource interventions back to back with activities/ projects to maximize resources
- Conduct of trainings, meetings, conferences, and similar activities thru virtual platform where maximum participants can attend with minimal costs
- Follow up approval of the Office of President (OP) for 2 additional offices - Foreign Assisted Projects and International Relations Office and Administrative Office
- Follow up submitted requests for staffing modifications and additional Provincial Offices, Community Service Centers and Plantilla positions



Issues on the Implementation of IPRA

PIDS Conclusions

3) Limited understanding among ICCs/IPs on the empowering provisions of the law

NCIP Comments and Ways Forward

- IP representation
- IPS confirmation
- IPO accreditation

- social media platforms to involve IPs in policy development and activities.



Issues on the Implementation of IPRA

PIDS Conclusions

4) Non-recognition of policy among outside stakeholders and interest groups

NCIP Comments and Ways Forward

- 72 leveling off sessions in all provinces with IPs, other stakeholders and interest groups

- Institutionalizing follow through activities
- Real time feedback per issue and per agency



Issues on the Implementation of IPRA

PIDS
Conclusions

NCIP Comments and Ways Forward

5) Policy overlaps and tenurial conflicts

- LRA should allow the registration of CADTs/CALTs, subject to the annotation of Sec. 56, IPRA
- 199 CADTs unregistered with 5,851,353.2720 hectares
- Titles issued by DENR and DAR are being registered by LRA/ROD without CNOs issued by NCIP pursuant to JAO 1
- No notification to NCIP by DENR prior to processing of applications for land titles+
- Issuance of CLOAs in ADs without FPIC, the beneficiaries are not IPs or not even from the AD

- Continue to lobby with LRA to register CADTs with the annotation of Section 56 of IPRA
- Continue to submit updated data in the master list of AD areas as well as shapefiles of approved CADT to DENR, DAR, LRA and DPWH
- Lobby with LRA to require other agencies to submit CNO issued by NCIP before the title shall be registered in compliance to JAO 1
- NCIP will continue to endorse to LRA/ROD CDTs for registration with LRA CNO and with annotation of Section 56 of IPRA



Issues on the Implementation of IPRA

PIDS Conclusions

6) Weak process and anthropological documentation in ancestral domains.

NCIP Comments and Ways Forward

- NCIP conducted trainings for its personnel on how to conduct:
 - research and documentation, searching questions and answer, genealogy documentation, data triangulation, to gather the required data and information that should be produced and proven per the IPRA and the guidelines
- no anthropologist position
- Hired anthropologist to conduct Participatory Action Research (PAR) SWOT and other approaches with the NCIP staff to gather ethnographies and data and information fulfillment and non-fulfillment of the 36 specific rights under the 4 Bundle of Rights of the IPs in the ancestral domains

- Continue capacitation of NCIP personnel by conducting trainings
- Continue the conduct of the PAR SWOT in the 101 ICCs



MILESTONES AND ACCOMPLISHMENTS



V. Milestones and Accomplishments

Map showing approved CADTs and other significant accomplishments

Estimated **948** Ancestral Domains nationwide covering **13,438,468** has. equivalent to **44.79%** of **30M** has. PH land area

Total No. of Approved CADTs = **253** (27%)

Total Area Coverage = **5,857,925.9539** Has. (Land and Water Area)

Total No. of Rightholders = **1,340,388** individuals

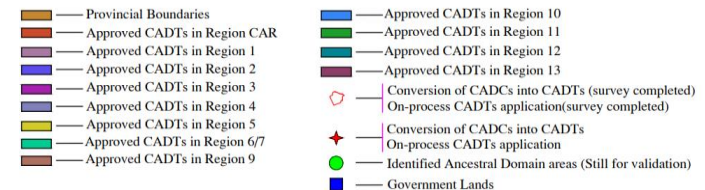
On-process AD areas = 209 ADs more or less

= **3,824,409** has.

Identified AD areas = 486 ADs more or less

= **3,756,151** has

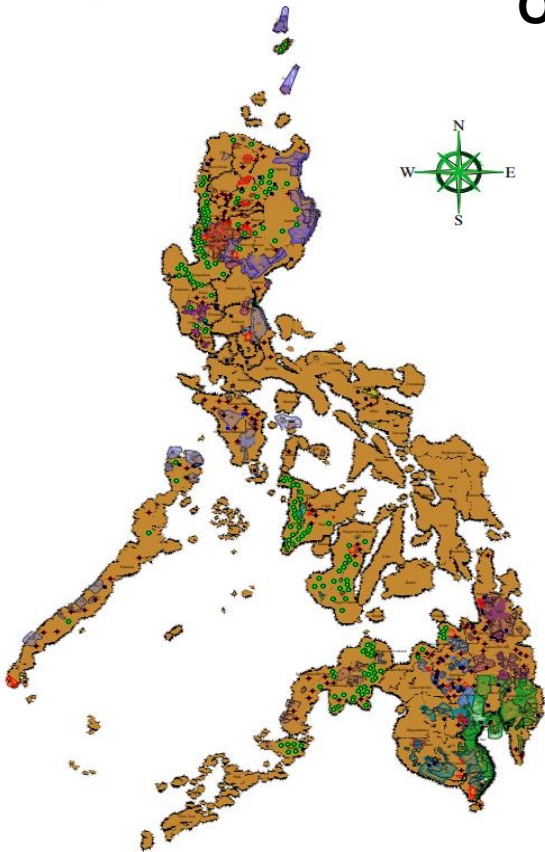
PHILIPPINE MAP SHOWING THE APPROVED CADTs, ON-PROCESS CADTs AND IDENTIFIED ANCESTRAL DOMAINS AREAS





V. Milestones and Accomplishments

Other Significant Accomplishments



427 Certification Precondition (CP) issued

245 ADSDPP formulated

4,014 Indigenous Peoples Mandatory Representatives (IPMRs)

32 Indigenous Political Structure (IPS) confirmed

51 Indigenous Knowledge Systems and Practices (IKSP) documented

235 IP Cooperatives organized

32,094 Educational Assistance Program (EAP) grantees

561 Merit-Based Scholarship (MBS) Program Scholars

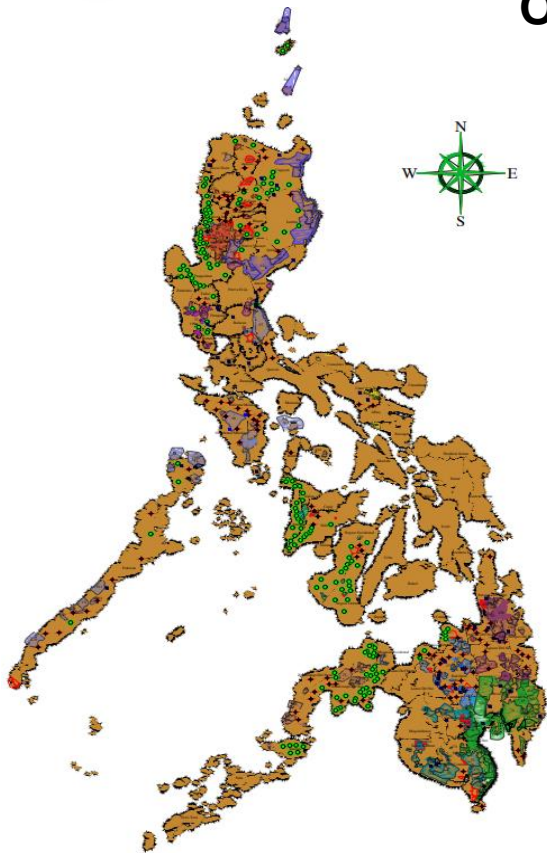
143 Memorandum of Understanding/ Agreements (MOA/U) entered into

54 Ancestral Domain Investment Plan for Health developed



V. Milestones and Accomplishments

Other Significant Accomplishments



NCIP IP Master Plan, Strategic Plan, Strategic Workflow Framework (SWF)

- anchored in the **36 Specific Rights under the 4 Bundles of IP Rights** under the IPRA 1997, which supports and implements PAPs that strengthen and operationalize the

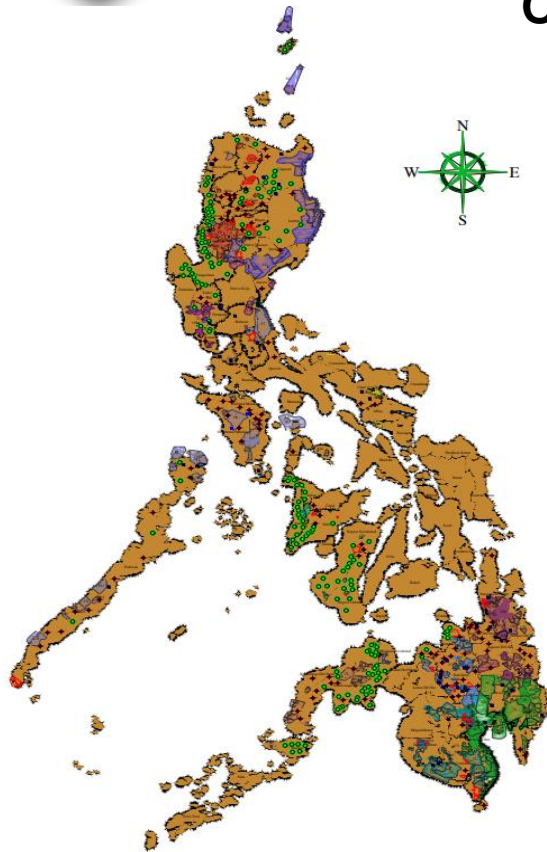
11 Building Blocks:

- | | |
|---|---|
| 1. Confirmation of IPS | 6. IP Wealth Management-CRMDP Formulation, |
| 2. Registration and Accreditation of IPO, | 7. Institutionalization of Certification Precondition: FPIC and EPR |
| 3. CADT/CALT Delineation Process, | 8. Effective IPMR in the Local Legislative Bodies |
| 4. Establishment of ADMO, | 9. Efficient and Enhanced MOA/MOU/MOC Formulation |
| 5. ADSDPP Formulation, | 10. Socio-Economic Activities with IP Cooperatives |
| 11. Ancestral Domain Defense System | |



V. Milestones and Accomplishments

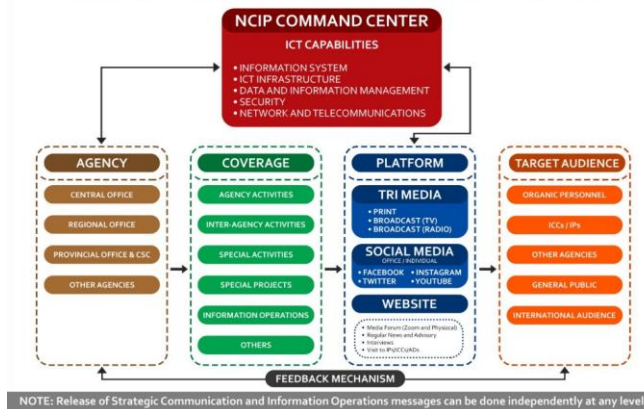
Other Significant Accomplishments



NCIP Strategic Communication Plan (NCIP STRATCOM)

- It institutionalizes mechanisms in generating timely reports of IP rights violations/incidents, issuance of press releases, and other relevant information in the fulfillment of its mandate to recognize, respect, promote, and protect the collective rights of the Indigenous Peoples. The STRATCOM also enhances NCIP's visibility from the ancestral domains, community service centers, provincial, regional, national, and international levels as the vanguard of ICCs/IPs in protecting their rights.

NCIP STRATCOM PLAN (NSCP) FRAMEWORK



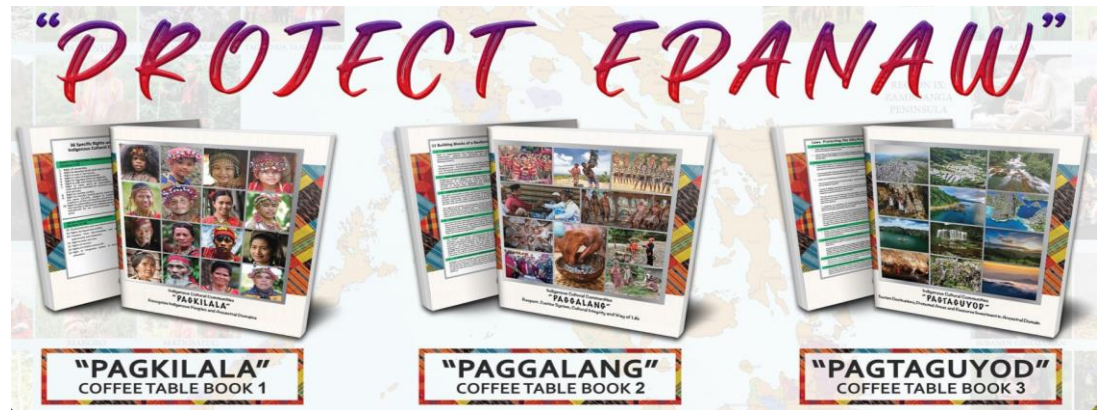
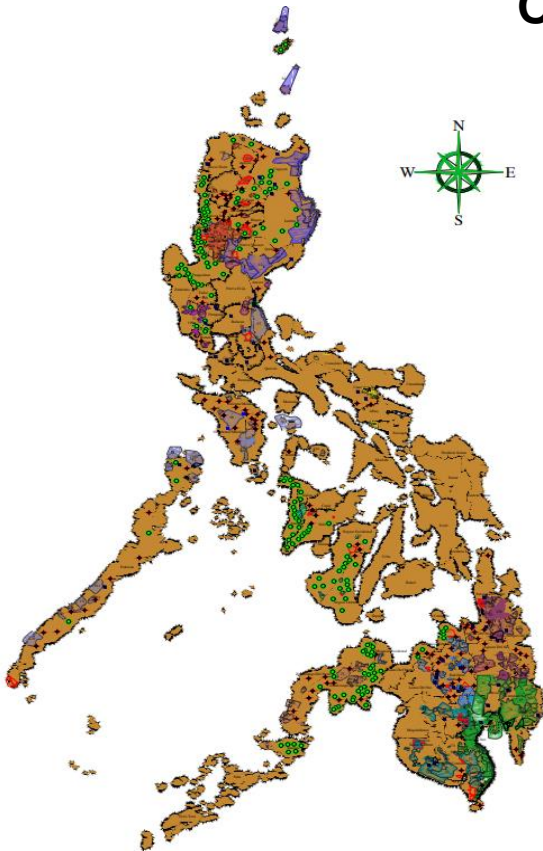


V. Milestones and Accomplishments

Other Significant Accomplishments

Project Epanaw's Three (3) Coffee Table Books (CTBs)

- These 3 CTBs documented the profiles and identities of 101 IP groups; their rituals and festivals as their way of life; the tourism destinations, protected areas, natural resources, and critical infrastructures found within Ancestral Domains. The 3 CTBs signify the long road that culture has been treading on since time immemorial and the rest of the way that IPs will have to protect and promote for the use of the future generations.





Three Key Takeaways

*Ground-truthed
policies
and
plans
for effective
and efficient
implementation.*

*Collaboration
to
ensure
inclusivity of
IPs Rights
to
Stakeholders'
PAPs*

*Commitment
to
recognize,
respect,
promote,
and protect the
ICCs/IPs'
Rights*

THANK YOU!

