

EIGHTEENTH CONGRESS OF THE )  
REPUBLIC OF THE PHILIPPINES )  
*First Regular Session* )

S E N A T E

Senate  
Office of the Secretary

S. No. 648

19 JUL 22 P1:55

Introduced by SENATOR RAMON BONG REVILLA, JR.



**AN ACT  
AMENDING REPUBLIC ACT NO. 10068, OTHERWISE KNOWN AS THE  
ORGANIC AGRICULTURE ACT OF 2010**

**EXPLANATORY NOTE**

The Organic Agriculture Act of 2010 or Republic Act No. 10068 is the landmark legislation aimed at the promotion of organic agriculture in the Philippines. Specifically, it seeks to promote ecologically-sound, socially acceptable, economically viable and technically feasible production of food and other fibers. RA 10068 institutionalized our country's movement towards developing organic agriculture as a farming scheme that would guarantee food and environmental safety while enhancing global competitiveness.

This proposed measure seeks to amend RA 10068 to further strengthen sustainable agriculture. More importantly, this proposed amendment seeks to enhance the support that we give small organic farmers.

Participatory Guarantee System (PGS) is a community-oriented certification system that encourages climate-friendly agri-produce smallholders to form a network of producers, consumers and other stakeholders<sup>1</sup>. It hopes to build a credible certification system following the International Federation of Organic Agriculture Movement (IFOAM) Standards and Guidelines. Through the institutionalization of the

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<sup>1</sup> Buena, M.R. Participatory Guarantee System (PGS): The Organic Certification for Small Scale Farmers.

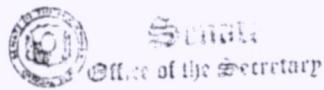
PGS, farmers and their communities are empowered. Small farmers will be able to produce and sell organic food and products without the fear of being persecuted. It is our aim that when small organic farmers are empowered, broader societal objectives are also achieved, i.e. food security, poverty alleviation, use of biodiversity, equity, safety, rural development, among others.

For the recognition of farmers' rights and promotion of their welfare, consideration of this bill is earnestly sought.

  
**RAMON BONG REVILLA, JR.**

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ORGANIC AGRICULTURE ACT OF 2010**

*Be it enacted by the Senate and House of Representatives of the Philippines in  
Congress assembled:*

1       Section 1. Section 2 of Republic Act No. 10068, otherwise known as "An Act  
2       Providing for the Development and Promotion of Organic Agriculture in the Philippines  
3       and for Other Purposes", is hereby amended to read as follows:  
4

5             "Sec. 2. *Declaration of Policy.* – It is hereby declared the policy of  
6       the State to promote, propagate, develop further and implement the  
7       practice of organic **FARMING AND OTHER SUSTAINABLE** agriculture  
8       **PRACTICES** in the Philippines that will cumulatively condition and enrich  
9       the fertility of the soil, increase farm productivity **AND FARMERS'**  
10      **INCOMES**, reduce pollution and destruction of the environment, prevent  
11      the depletion of natural resources, further protect the health of farmers,  
12      consumers, and the general public, [and] save on imported farm inputs  
13      **AND PROMOTE FOOD SELF-SUFFICIENCY.** Towards this end, a  
14      comprehensive program for the promotion of community-based organic  
15      agriculture systems, which include, among others, farmer-produced  
16      purely organic fertilizers such as compost. [pesticides] **BIO-**  
17      **PESTICIDES** and other farm inputs, together with a nationwide

1 educational and promotional campaign for their use and processing[,]  
2 **SHALL BE ESTABLISHED.**

3  
4 **LIKEWISE, A NATIONWIDE EDUCATIONAL AND AWARENESS**  
5 **CAMPAIGN AMONG CONSUMERS ON THE BENEFITS OF**  
6 **CONSUMING ORGANIC PRODUCTS TO BOOST LOCAL**  
7 **PRODUCTION OF ORGANIC FOOD AND NON-FOOD PRODUCTS,**  
8 as well as adoption of organic agricultural system as a viable alternative  
9 shall be undertaken.

10  
11 XXX"

12  
13 Sec. 2. Sec. 3 of Republic Act No. 10068 is hereby amended to read as follows:

14  
15 "Sec. 3. *Definition of Terms.* – For Purposes of this Act, the  
16 following terms shall be defined as follows:

17  
18 XXX

19  
20 (o) **BIO-HERBICIDE** REFERS TO SUBSTANCE USED IN THE  
21 CONTROL OF WEEDS WITHOUT ENVIRONMENTAL HAZARDS  
22 POSED BY OTHER SYNTHETIC COUNTERPARTS. IT IS MADE UP  
23 OF MICROORGANISMS (E.G. BACTERIA, VIRUSES, FUNGI) AND  
24 OTHER MICROBES THAT POSSESS INVASIVE GENES THAT CAN  
25 ATTACK THE DEFENSE GENES OF SPECIFIC WEEDS THEREBY  
26 KILLING THEM.

27  
28 (P) **BIO-PESTICIDE** REFERS TO A CERTAIN TYPE OF PESTICIDE  
29 DERIVED FROM SUCH NATURAL MATERIALS AS ANIMALS,  
30 PLANTS, BACTERIA, AND CERTAIN MINERALS. IT INCLUDES  
31 NATURALLY OCCURRING SUBSTANCES THAT CONTROL PESTS BY  
32 NON-TOXIC MECHANISM THAT INTERFERE WITH MATING, AS

1           WELL AS VARIOUS SCENTS OF PLNTS THAT ATTRACT INSECT  
2           PESTS TO TRAPS. IT CAN ALSO INCLUDE MICRO ORGANISMS  
3           SUCH AS BACTERIUM, FUNGUS, VIRUS OR PROTOZOAL AS AN  
4           ACTIVE INGREDIENT.

5  
6           (Q) **PARTICIPATORY GUARANTEE SYSTEM (PGS)** REFERS TO  
7           LOCALLY FOCUSED QUALITY ASSURANCE SYSTEMS DEVELOPED  
8           AND PRACTICED BY PEOPLE WHO ARE ACTUALLY ENGAGED IN  
9           ORGANIC AGRICULTURE. IT IS USED TO CERTIFY PRODUCERS  
10          AND FARMERS AS ACTUAL AND ACTIVE PRACTITIONERS OF  
11          ORGANIC AGRICULTURE, AND IS BUILT ON A FOUNDATION OF  
12          TRUST, SOCIAL NETWORK AND KNOWLEDGE EXCHANGE.

13  
14          IT SHALL ALSO REFER TO AN ORGANIZATION OR ASSOCIATION  
15          THAT ADOPTS THIS KIND OF SYSTEM.

16  
17          (R) **PARTICIPATORY ORGANIC CERTIFICATION** REFERS TO A  
18          DOCUMENTARY PROOF THAT A PERSON/ENTITY IS COMPLIANT  
19          WITH THE REQUIREMENTS, STANDARDS AND NORMS OF  
20          ORGANIC FARMING/AGRICULTURE.

21  
22          (S) **RECOGNITION** REFERS TO AN AUTHORIZATION PROVIDED  
23          BY THE GOVERNMENT TO ORGANIC CERTIFYING BODY OR  
24          PARTICIPATORY GUARANTEE SYSTEM GROUP TO PERFORM  
25          CERTIFICATION AND INSPECTION ACTIVITIES.

26  
27          (T) **SMALL FARMERS** REFER TO THOSE CULTIVATING NOT MORE  
28          THAN FIVE (5) HECTARES OF LAND AND/OR THOSE ENGAGED  
29          AS POULTRY/LIVESTOCK RAISERS WITH NOT MORE THAN THE  
30          FOLLOWING:

- 31           • POULTRY – 1,000 POULTRY LAYERS OR 5,000 BROILERS  
32           • SWINE – 10 SOW LEVEL OR 20 FATTENERS

- 1           • NATIVE PIGS – 30 HEADS  
2           • CATTLE – 10 FATTENERS OR 5 BREEDERS  
3           • DAIRY – 10 MILKING COWS  
4           • GOAT – 50 HEADS

5  
6       **(U) AGRIBUSINESS REFERS TO AGRICULTURE-RELATED**  
7       **ACTIVITIES THAT PUT FARMERS, PROCESSORS,**  
8       **DISTRIBUTORS AND CONSUMERS WITHIN A SYSTEM THAT**  
9       **PRODUCES, PROCESSES, TRANSPORTS, MARKETS AND**  
10      **DISTRIBUTES AGRICULTURAL PRODUCTS.”**

11  
12      Sec. 3. Section 4 of Republic Act No. 10068 is hereby amended to read as  
13 follows:

14           “SEC 4. *Coverage.* – the provisions of this Act shall apply to the  
15       development and promotion of organic agriculture and shall include,  
16       but not limited to, the following:

17  
18       XXX

19  
20       (c) Promotion and encouragement of the establishment of facilities,  
21       equipment and processing plants that would accelerate the production  
22       and commercialization of organic fertilizers, [pesticides] **BIO-**  
23       **PESTICIDES**, [herbicides] **BIO-HERBICIDES** and other appropriate  
24       farm inputs; and

25  
26       (d) Implementation of organic agricultural programs, projects and  
27       activities, including the provision and delivery of support services with  
28       focus on the farmers, **PRIORITIZING SMALL FARMERS AND THEIR**  
29       **ORGANIZATIONS** and other stakeholders.”

30  
31      Sec. 4. Section 7 is hereby amended to read as follows:

1 "Sec. 7. *Composition of the NOAB* – the NOAB shall consist of :

2  
3 XXX

4  
5 (j) A representative each from the NGOs involved in sustainable  
6 agriculture for at least three (3) years; agricultural colleges and  
7 universities; and private sector or agribusiness firms **INVOLVED OR**  
8 **PRACTICING IN ORGANIC AGRICULTURE FOR THE LAST THREE**  
9 **YEARS;** as members

10  
11 (k) **TWO REPRESENTATIVES FROM THE NATIONAL PGS, TO BE**  
12 **CHOSEN FROM AMONG AND BY THEMSELVES.**

13  
14 XXX

15  
16 The representatives of small farmers and NGOs, and of agricultural  
17 colleges and universities, shall be chosen by the Secretaries of Agriculture  
18 and Science and Technology, respectively, from among nominees  
19 submitted to the agency concerned by their respective national  
20 organizations. These representatives must **REPRESENT FARMERS'**  
21 **ORGANIZATIONS AT LEAST FROM THE PROVINCIAL LEVEL,**  
22 **ACTUALLY AND ACTIVELY PRACTICING, PROMOTING ORGANIC**  
23 **AND OTHER SUSTAINABLE AGRICULTURE PRACTICES,** be  
24 conversant in organic agriculture and committed to the policies and  
25 programs provided under this Act. **THE THREE SEATS GIVEN TO**  
26 **SMALL FARMERS SHALL BE CHOSEN FROM THE LIVESTOCK AND**  
27 **CROP SECTORS, WHICH WILL HAVE ONE (1) AND TWO (2)**  
28 **SEATS RESPECTIVELY.**

29  
30 XXX"

31  
32 Sec. 5. Section 8 is hereby amended to read as follows:

1                   "SEC. 8. *Organization of the NOAB.* –

2  
3                   XXX  
4

5                   The Chairperson shall call the members of the NOAB, or a  
6 majority thereof if not all have been designated, to a meeting to organize  
7 themselves and prescribe its rules and procedures for the attainment of  
8 the objectives of this Act. A majority of all members of the NOAB shall  
9 constitute a quorum. **THE MEMBERS OF THE NOAB SHALL MEET AT**  
10 **LEAST ONCE EVERY QUARTER AFTER ITS CONSTITUTION.**

11  
12                   XXX"

13  
14                   Sec. 6. Section 10 of Republic Act No. 10068 is hereby repealed and a new  
15 Section 10 is hereby inserted to read as follows:

16  
17                   **"SEC. 10. THE BUREAU OF AGRICULTURE AND**  
18 **FISHERIES PRODUCT STANDARDS (BAFPS) OF THE DA. – THE**  
19 **BAFPS OF THE DA SHALL BE STRENGTHENED AND EMPOWERED**  
20 **IN TERMS OF ESTABLISHING FUNCTIONAL DIVISIONS AND**  
21 **INCREMENTAL STAFFING TO SERVE AS THE NATIONAL**  
22 **TECHNICAL AND ADMINISTRATIVE SECRETARIAT OF THE NOAB**  
23 **WITH THE MEMBER AGENCIES PROVIDING ADDITIONAL STAFF**  
24 **AS THE NEED ARISES. THE BAFPS, ACTING AS THE**  
25 **SECRETARIAT OF THE NOAB, SHALL COORDINATE AND**  
26 **ADMINISTER THE IMPLEMENTATION OF THE NATIONAL**  
27 **ORGANIC AGRICULTURE PROGRAM PROMULGATED BY THE**  
28 **NOAB. IT SHALL BE RESPONSIBLE FOR THE MAINTENANCE OF**  
29 **A DATABASE ON THE ORGANIC FARMING/AGRICULTURE**  
30 **MOVEMENT IN THE COUNTRY AND SHOWROOM OF ALL**  
31 **AVAILABLE ORGANIC PRODUCTS AND TECHNOLOGIES IN THE**

1 MARKET, WHICH SHALL BE READILY ACCESSIBLE TO THE  
2 PUBLIC.

3  
4 THE BAFS SHALL ALSO BE TASKED TO FORMULATE  
5 GUIDELINES IN THE RECOGNITION OF ORGANIC CERTIFYING  
6 BODIES (OCB) AND PGS GROUPS, AND RULES AND  
7 REGULATIONS IN ACCORDANCE WITH THIS ACT AND  
8 NATIONAL AND INTERNATIONAL STANDARDS.

9  
10 TOWARDS THIS END, THE ALREADY ESTABLISHED  
11 FUNCTIONAL DIVISION FOR ORGANIC AGRICULTURE WITHIN  
12 BAFPS SHALL BE FURTHER STRENGTHENED AND EMPOWERED  
13 TO PERFORM AS THE DESIGNATING-AUTHORITY FOR THE  
14 RECOGNITION OF ORGANIC CERTIFYING BODIES (OCB) AND  
15 PARTICIPATORY GUARANTEE SYSTEM (PGS) GROUPS:  
16 PROVIDED, THAT THE REGIONAL FIELD OFFICES OF THE DA  
17 SHALL IMPLEMENT THE ORGANIC AGRICULTURE PROGRAM IN  
18 THE REGIONS PURSUANT TO THE NATIONAL ORGANIC  
19 FARMING/AGRICULTURE PROGRAM COORDINATED AND  
20 ADMINISTERED BY THE BAFPS."

21  
22 Sec. 7. A new section if hereby inserted after Section 10 of Republic Act No.  
23 10068 to read as follows:

24  
25 "**SEC. 11. PARTICIPATORY GUARANTEE SYSTEMS (PGS).**

26  
27 **A. FEATURES AND CHARACTERISTICS.** THE  
28 PARTICIPATORY ORGANIC CERTIFICATION FROM  
29 ASSOCIATIONS OR GROUPS, ACTUALLY PRACTICING  
30 ORGANIC AGRICULTURE, AND ORGANIZED IN  
31 ACCORDANCE WITH THIS ACT, SHALL BE PROMOTED AND

1                   **ACCEPTED. THE PRODUCTS CERTIFIED BY THESE GROUPS**  
2                   **SHALL BE TRADED ONLY IN THE DOMESTIC MARKET.**

4                   **AN ASSOCIATION OR GROUP UNDER THE PGS SHALL**  
5                   **ADHERED TO THE PHILIPPINE NATIONAL STANDARDS**  
6                   **(PNS) FOR ORGANIC AGRICULTURE ISSUED BY THE**  
7                   **BUREAU OF AGRICULTURE AND FISHERIES PRODUCT**  
8                   **STANDARDS, DEPARTMENT OF AGRICULTURE (BAFPS-**  
9                   **DA) AND TO THE FOLLOWING BASIC ELEMETS SET FORTH**  
10                  **BY THE INTERNATIONAL FEDERATION OF ORGANIC**  
11                  **AGRICULTURAL MOVEMENT (IFOAM):**

- 1. SHARED VISION**
- 2. PARTICIPATORY**
- 3. TRANSPARENCY**
- 4. TRUST – INTEGRITY BASED APPROACH**
- 5. LEARNING PROCESS**
- 6. HORIZONTALITY**

18                  **FURTHER, ASSOCIATIONS OR GROUPS UNDER THE PGS**  
19                  **SHALL ADOPT THE FOLLOWING FEATURES AND**  
20                  **CHARACTERISTICS:**

22                  **I. EXISTENCE OF NORMS CONCEIVED BY**  
23                  **THE STAKEHOLDERS THROUGH**  
24                  **DEMOCRATIC AND PARTICIPATORY**  
25                  **PROCESSES, WHICH SHALL ALWAYS BE IN**  
26                  **ACCORDANCE WITH THE COMMONLY**  
27                  **UNDERSTOOD SENSE OF WHAT**  
28                  **CONSTITUTES AN ORGANIC PRODUCT.**  
29                  **THE NORMS SHOULD STIMULATE, RATHER**  
30                  **THAN INHIBIT, CREATIVITY, WHICH IS A**  
31                  **CHARACTERISTIC OF ORGANIC FARMERS.**

1                   **II. GRASSROOTS ORGANIZATION: THE**  
2                   **PARTICIPATORY CERTIFICATION**  
3                   **SHOULD BE PERCEIVED AS A RESULT OF A**  
4                   **SOCIAL DYNAMIC, BASED ON THE ACTIVE**  
5                   **PARTICIPATION OF ALL STAKEHOLDERS.**

6                   **III. EXISTENCE OF NORMS THAT ARE**  
7                   **APPROPRIATE TO SMALLHOLDER**  
8                   **AGRICULTURE, BECAUSE THE**  
9                   **PARTICIPATORY NATURE AND**  
10                  **HORIZONTAL STRUCTURE OF THE**  
11                  **PROGRAMS ALLOW FOR MORE**  
12                  **APPROPRIATE AND LESS COSTLY**  
13                  **MECHANISMS OF CERTIFICATION, AND**  
14                  **ACTUALLY HIGHLIGHT AND CELEBRATE**  
15                  **AND ENCOURAGE CONSUMERS TO SEEK**  
16                  **OUT SMALLHOLDERS.**

17                  **IV. EXISTENCE OF PRINCIPLES AND**  
18                  **VALUES THAT ENHANCE THE**  
19                  **LIVELIHOODS AND WELL-BEING OF**  
20                  **FARMING FAMILIES AND PROMOTE**  
21                  **ORGANIC AGRICULTURE.**

22                  **V. DOCUMENTED MANAGEMENT SYSTEMS**  
23                  **AND PROCEDURES – THERE MAY BE**  
24                  **MINIMAL PAPERWORK REQUIRED OF**  
25                  **FARMERS, BUT THERE SHALL BE WAYS IN**  
26                  **WHICH THEY ARE EXPECTED TO**  
27                  **DEMONSTRATE THEIR ORGANIC**  
28                  **COMMITMENT AND INTEGRITY. THESE**  
29                  **WAYS SHALL BE DOCUMENTED BY THE**  
30                  **PGS.**

31                  **VI. PROVISION OF MECHANISMS TO**  
32                  **VERIFY FARMER'S COMPLIANCE TO**

1 ESTABLISHED NORMS, WHICH SHALL BE  
2 ABLE TO STIMULATE PARTICIPATION,  
3 ORGANIZATION, AND ALLOW A LEARNING  
4 PROCESS FOR ALL THE STAKEHOLDERS.

5 VII. PROVISION OF MECHANISMS FOR  
6 SUPPORTING FARMERS TO PRODUCE  
7 ORGANIC PRODUCTS AND BE CERTIFIED  
8 AS ORGANIC FARMERS, WHICH SHALL  
9 INCLUDE FIELD ADVISORS,  
10 NEWSLETTERS, FARM VISITS, WEB SITES,  
11 ETC.

12 VIII. EXISTENCE OF A BOTTOM-LINE  
13 DOCUMENT, SUCH AS A FARMER'S  
14 PLEDGE, THAT SHALL STATE HIS/HER  
15 AGREEMENT TO THE ESTABLISHED  
16 NORMS.

17 IX. INTRODUCTION OR USE OF SEALS OR  
18 LABELS PROVIDING EVIDENCE OF  
19 ORGANIC STATUS.

20 X. EXISTENCE OF A CLEAR AND PREVIOUSLY  
21 DEFINED SET OF CONSEQUENCES FOR  
22 FARMERS WHO DO NOT COMPLY WITH  
23 STANDARDS, WHOSE ACTIONS SHALL BE  
24 RECORDED IN A DATA BASE OR MADE  
25 PUBLIC IN A CERTAIN MANNER.

26 B. *REGISTRATION.* A PGS SHALL BE REGISTERED WITH THE  
27 BAFPS ONLY IF IT HAS AT LEAST FIVE (5) MEMBERS,  
28 COMING FROM DIFFERENT FARMS IN THE LOCALITY AND  
29 WHO ARE ACTUALLY PRACTICING ORGANIC  
30 AGRICULTURE. THE BAFPS SHALL PROVIDE THE  
31 GUIDELINES FOR SUCH REGISTRATION.

1 THE BAFPS SHALL ISSUE ITS DECISION ON THE  
2 APPLICATION FOR REGISTRATION BY A PGS WITHIN  
3 FIFTEEN (15) DAYS FROM THE SUBMISSION OF THE  
4 COMPLETE REQUIREMENTS FOR APPLICATION FOR  
5 REGISTRATION, AND FAILURE TO RENDER DECISION  
6 WITHIN SUCH PERIOD SHALL BE UNDERSTOOD AS AN  
7 APPROVAL OF THE APPLICATION FOR REGISTRATION OF  
8 THE PGS. THE BAFPS SHALL NOT CHARGE ANY  
9 REGISTRATION OR APPLICATION FEES.

10  
11 UPON APPROVAL OF ITS APPLICATION FOR  
12 REGISTRATION WITH THE BAFPS, A PGS MAY BEGIN TO  
13 OPERATE ONCE IT IS RECOGNIZED BY THE SANGGUNIAN  
14 PAMBAYAN OR PANLUNGSOD.

15 C. *ORGANIZATIONAL LEVELS.*

16 1. *THE CORE PGS.* EVERY PGS SHOULD HAVE AT LEAST  
17 FIVE (5) MEMBERS, COMPOSED OF FARMERS FROM  
18 EITHER THE CROPS OR LIVESTOCK SECTORS OR A  
19 COMBINATION OF BOTH SECTORS, AND WHO ALL LIVE  
20 IN THE SAME MUNICIPALITY OR CITY AND  
21 REGULARLY INTERACT WITH EACH OTHER. EACH  
22 CORE PGS WILL HAVE THE FOLLOWING DUTIES AND  
23 RESPONSIBILITIES:

- 24 i. DEVELOP AN UNDERSTANDING OF THE  
25 ORGANIC STANDARDS;  
26 ii. MAKE SURE FARM PRACTICES ARE  
27 COMPLIANT;  
28 iii. MAKE A PLEDGE THAT THEY UNDERSTAND  
29 AND ADHERE TO THE ORGANIC  
30 STANDARDS;  
31 iv. PARTICIPATE IN  
32 APPRAISALS/INSPECTIONS OF MEMBER

FARMS. AT LEAST MAJORITY OF THE  
MEMBERS OF THE CORE GROUP SHOULD  
BE PRESENT TO SIGN ON THE  
TRUTHFULNESS OF THE FINDINGS OF THE  
APPRaisal/INSPECTION;

v. INITIATE KEY FIELD TRAININGS FOR  
FARMER-MEMBERS AND RESIDENTS IN  
THEIR LOCALITY TO PROMOTE ORGANIC  
AGRICULTURE;

vi. ATTEND MUNICIPAL/PROVINCIAL PGS  
MEETINGS AND SHARE INFORMATION;

vii. RECOMMEND WHICH FARMS WILL BE  
CERTIFIED;

viii. TAKE ACTIONS ON DEFAULTS/NON-  
COMPLIANCE AS PER SANCTION  
GUIDELINES TO BE PROVIDED BY THE  
BAFPS AND MUNICIPAL/CITY PGS; AND

ix. ASSIST DEFAULTING AND NON-  
COMPLIANT MEMBERS TO REGAIN  
CERTIFICATION STATUS.

2. *MUNICIPAL / CITY PGS.* THE MUNICIPAL/CITY PGS  
SHALL BE COMPOSED OF THE FOLLOWING: 1.  
MUNICIPAL/CITY AGRICULTURAL OFFICER; 2) ONE  
(1) REPRESENTATIVE FROM LOCAL STATE  
UNIVERSITY OR COLLEGE (SUC) OR LOCAL PRIVATE  
AGRICULTURAL EDUCATIONAL INSTITUTION; 3) ONE  
(1) BARANGAY CAPTAIN FROM THE MUNCIPAL/CITY,  
DESIGNATED BY THE MAYOR, REPRESENTING THE  
CONSUMERS; AND ONE (1) REPRESENTATIVE FOR  
EACH CORE PGS IN THE MUNICIPALITY/CITY.

1 THE MUNICIPAL/CITY PGS SHALL HAVE THE  
2 FOLLOWING POWERS, DUTIES AND  
3 RESPONSIBILITIES:

- 4 I. DEVELOP OR UPDATE AND  
5 IMPLEMENT THE GUARANTEE  
6 PROGRAM IN ACCORDANCE WITH THE  
7 PGS ORGANIC GUARANTEE SCHEME;
- 8 II. ENSURE THAT GUARANTEED FARMER  
9 MEMBERS COMPLY WITH ALL  
10 REQUIREMENTS OF THE APPLICABLE  
11 PHILIPPINE NATIONAL STANDARDS  
12 (PNS) ON ORGANIC AGRICULTURE  
13 AND RELEVANT REGULATORY  
14 REQUIREMENTS;
- 15 III. CONDUCT PEER REVIEWS, AND  
16 EVALUATION ACTIVITIES (E.G.  
17 ANNUAL ON-SITE INSPECTIONS) OF  
18 APPROVED SCOPE/S BASED ON THE  
19 PGS ORGANIC GUARANTEE SCHEME;
- 20 IV. HEAR AND ADDRESS APPEALS OF THE  
21 FARMER MEMBERS;
- 22 V. SUBMIT THEIR ORGANIZATION TO  
23 INSPECTION AND MONITORING  
24 ACTIVITIES OF THE BAFPS  
25 (INCLUDING OBSERVER/S), THE  
26 COMPLAINTS AND APPEALS  
27 COMMITTEE, AND THE AUTHORIZED  
28 PERSONNEL OF THE DA REGIONAL  
29 FIELD OFFICES. THIS SHALL INCLUDE  
30 THE ANNUAL SURVEILLANCE  
31 THROUGH WITNESS AUDITS OF THE  
32 BAFPS;

1 VI. MAINTAIN A REGISTRY OF CORE PGS  
2 OPERATING WITHIN ITS AREA OF  
3 JURISDICTION, WHICH SHALL BE  
4 FORWARDED TO THE BAFPS FOR THE  
5 LATTER'S NATIONAL DATA BASE;

6 VII. ISSUE PARTICIPATORY ORGANIC  
7 CERTIFICATION AND THE "PGS  
8 GUARANTEED ORGANIC"  
9 LABEL/MARK TO COMPLIANT CORE  
10 PGS, AFTER BEING BESTOWED ITSELF  
11 WITH RECOGNITION BY THE BAFPS.

12 3. ***PROVINCIAL AND NATIONAL PGS.*** IT SHALL BE THE  
13 OPTION OF THE PGS TO FORM THEIR AGGRUPATION  
14 AT THE PROVINCIAL AND NATIONAL LEVELS. THEY  
15 SHALL RECEIVE THE ASSISTANCE, SUPPORT AND  
16 GUIDANCE OF THE BAFPS-DA IN THIS REGARD.

17 D. ***PROMOTION.*** THE BAFPS SHALL ACTIVELY PROMOTE AND  
18 SEARCH FOR ASSOCIATIONS OR GROUPS THAT HAVE  
19 BEEN PRACTICING ORGANIC AGRICULTURE FOR  
20 REGISTRATION AS PGS IN ACCORDANCE WITH THIS ACT.  
21 THE BAFPS SHALL ENSURE THAT EACH PROVINCE IN THE  
22 COUNTRY HAS A PGS. EVERY PGS SHALL CONDUCT  
23 TRAININGS AND PROMOTE ORGANIC AGRICULTURE IN  
24 THEIR SPECIFIC LOCALITIES TO STRENGTHEN AND  
25 BOOST THE NUMBER OF ORGANIC FARMS BY AT LEAST  
26 1% ANNUALLY PER PROVINCE, MEASURED BY AREA  
27 CULTIVATED.

28 E. ***TRAINING AND INSPECTION.*** THE BAFPS SHALL TRAIN  
29 AND CONDUCT RANDOM INSPECTION OF PGS TO ENSURE  
30 THAT THEY ARE ALL COMPLIANT WITH THE PHILIPPINE  
31 NATIONAL STANDARDS ON ORGANIC AGRICULTURE. IT  
32 SHALL KEEP A RECORD OF COMPLIANT PGS IN THE

1 COUNTRY AND SHALL PUBLISH A LIST OF SUCH  
2 COMPLIANCE AT LEAST ONCE A YEAR.

3 F. **INCENTIVES.** ANY ORGANIC AGRICULTURE  
4 ENTITY/FARMER OR ORGANIC INPUT PRODUCER,  
5 CERTIFIED BY A REGISTERED PGS TO BE COMPLINAT FOR  
6 A PERIOD OF 5 YEARS, WITHOUT ANY OOFENSE OR  
7 INFRACTION, SHALL BE ELIGIBLE FOR A FULL  
8 GOVERNMENT SUBSIDY OF THE COST FOR AN  
9 INTERNATIONAL CERTIFICATION ACCREDITATION.

10  
11 Sec. 8. Sections 11, 12, 13, 14 and 15 of RA 10068 are hereby renumbered  
12 accordingly.

13  
14 Sec. 9. Section 16 is hereby renumbered and amended to read as follows:

15  
16 "Sec. [16] 17. *Registration of Organic Food and Organic Input*  
17 *Producers.* – All organic food and input establishments must register with  
18 the director, BAFPS, registration under this section shall begin within  
19 ninety (90) days of the enactment of this Act. Each such registration shall  
20 be submitted to the director through an electronic portal and shall contain  
21 such information as the director by guidance may determine to be  
22 appropriate. Such registration shall contain the following information:

23  
24 XXX

25  
26 (f) for organic input producers, a list of materials used in the  
27 production of each particular input.

28  
29 **PROVIDED, THAT IN CASE OF DIRECT SELLING TO**  
30 **CONSUMERS MADE BY SMALL OR FAMILY FARMERS, WHO**  
31 **WERE ALREADY EARLIER REGISTERED WITH THE BAFPS OR**

1           **WITH THE LGU, COMPLIANCE WITH THIS SECTION SHALL BE**  
2           **OPTIONAL.**

4           Sec. 10. Section 17 is hereby renumbered and amended to read as follows:  
5

6           "SEC [17] 18. *Labelling of Organic Produce.* – The label of  
7           organic produce shall contain the name, logo or seal of the organic  
8           certifying body and the accreditation number issued by the BAFPS.  
9           [Only third party certification is allowed to be labeled as organically  
10          produced.] **THE ORGANIC LABEL/MARK SHALL ALSO INCLUDE**  
11          **THE TRADE NAME AND ORIGIN ADDRESS OF THE PRODUCE.**

13          **PRODUCTS WHICH ARE CERTIFIED AND GUARANTEED BY**  
14          **THIRD-PARTY ORGANIC PRODUCTION SYSTEMS, INCLUDING**  
15          **THOSE WITH CERTIFICATION FROM THE PGS, SHALL BE**  
16          **ALLOWED TO BE LABELLED AND SOLD AS ORGANIC.**

18          **ALL OTHER PRODUCTS, NON-CERTIFIED PRODUCTS AND**  
19          **FIRST-PARTY CERTIFIED PRODUCTS, SHALL BE PROHIBITED**  
20          **FROM BEING LABELLED AS ORGANIC."**

22          Sec. 11. Section 19 is hereby renumbered and amended to read as follows:  
23

24          "SEC. [19]. 20. *Availability of Trading Post for Organic Inputs.* –  
25          Local chief executives shall establish, as far as practicable, at least one  
26          (1) trading post for organic inputs for every LGU in the area of  
27          jurisdiction. **THE TRADING POST SHALL BE STRATEGICALLY**  
28          **LOCATED IN AN AREA SUCH AS IN THE PUBLIC MARKET AND**  
29          **IN OTHER CENTERS OF TRADING AND LOCAL BUSINESS**  
30          **ACTIVITIES."**

32          Sec. 12. Sections 20 to 25 of RA 10068 are hereby renumbered accordingly.

1  
2 Sec. 13. Section 26 is hereby renumbered and amended to read as follows:  
3

4 "SEC. [26] 27. Penal Provisions. – Any person who willfully and  
5 deliberately:

6 XXX  
7

8 (c) mislabels or claims that the product is organic when it is not in  
9 accordance with the existing standards for Philippine organic agriculture  
10 or this Act shall, upon conviction, be punished by imprisonment of not  
11 less than one (1) month nor more than six (6) months, or a fine of no  
12 more than Fifty thousand pesos (P50,000), or both, at the discretion of  
13 the court. If the offender is a corporation or a juridical entity, the official  
14 who ordered or allowed the commission of the offense shall be punished  
15 with the same penalty. If the offender is in the government service, he  
16 shall, in addition, be dismissed from office: **PROVIDED, THAT ANY**  
17 **PGS FOUND TO HAVE ISSUED A CERTIFICATION TO A FARM OR**  
18 **PRODUCER ESTABLISHED TO BE OT IN COMPLIANCE WITH**  
19 **ANY OF THE PHILIPPINE NATIONAL STANDARDS ON ORGANIC**  
20 **AGRICULTURE, SHALL BE PENALIZED AS FOLLOWS:**

- 21  
22  
23 **1. FIRST OFFENSE, WRITTEN WARNING;**  
24 **2. SECOND OFFENSE, SUSPENSION OF RECOGNITION."**

25  
26 Sec. 14. Section 27 to 32 are hereby renumbered accordingly.  
27

28 Sec. 15. *Implementing Rules and Regulations.* – The NOAB shall adopt rules and  
29 regulations to implement the provisions of this Act within ninety (90) days from the  
30 effectivity of this Act and submit the same to the COCAFAM for review and approval.

1        Sec. 16. *Separability Clause.* If any provision or part hereof, is held invalid or  
2 unconstitutional, the remainder of the law or the provision not otherwise affected  
3 shall remain valid and subsisting.

4

5        Sec. 17. *Repealing Clause.* Any law, presidential decree or issuance, executive  
6 order, letter of instruction, administrative order, rule or regulation contrary to, or  
7 inconsistent with the provisions of this Act is hereby repealed, modified or amended  
8 accordingly.

9

10       Sec. 18. *Effectivity Clause.* This Act shall take effect fifteen (15) days after its  
11 publication in at least two (2) newspapers of general circulation.

12

13       *Approved,*