

CHECKLIST OF REQUIREMENTS
MINERAL PRODUCTION SHARING AGREEMENT APPLICATION
(For exploration and/or development/utilization/filed before August 26, 2005)

A. Mandatory Requirements in the Acceptance of Application (Starting from Exploration and Directly Undertaking Construction/Development/Utilization):

1. Application Form (MGB Form No. 6-1)
2. Location Map/Sketch Plan (1:50,000 NAMRIA topographic map) showing coordinates/boundaries (*in tabulated form*) with major environmental features/other projects (*prepared, sealed & signed by a deputized Geodetic Engineer*)
3. Application (MGB Form No. 16-04) for **or** Certificate of Environmental Management and Community Relations Record (CEMCRR) **or** Certificate of Exemption (COE)
4. Sworn declaration of total area covered by approved/pending Mineral Agreement application(s)
5. Proof of technical competence in the form of:
 - 5.1 Bio-data and track records in mining operations/ environmental management
 - 5.2 Sworn statement of the technical person(s) who will undertake the implementation of the Work Programs **or** employment contract/proof of availed service(s)
6. Proof of financial capability:
 - 6.1 For an individual:
 - 6.1.1. Statement of assets & liabilities duly sworn in accordance with existing laws
 - 6.1.2. Latest Income Tax Return
 - 6.1.3. Credit lines/bank guarantees/deposits of at least ₱2.5 Million
 - 6.2 For corporation/partnership/association/cooperative:
 - 6.1.4. Latest audited Financial Statements
 - 6.1.5. Annual Report for the preceding year
 - 6.1.6. Credit lines/bank guarantees/deposits
 - 6.1.7. SEC/CDA-certified photocopy of:
 - 6.1.7.1. Certificate of Registration
 - 6.1.7.2. Articles of Incorporation with minimum Authorized Capital Stock of ₱10M and Paid-Up Capital of ₱2.5M
 - 6.1.7.3. By-Laws
7. Affidavit of Undertaking (using MGB form)
8. Proof of payment of Filing Fee

B. Other Mandatory Requirements in the Acceptance of Application (for Exploration):

1. Two (2)-Year Exploration Work Program (MGB Form No. 5-4)
2. Environmental Work Program (MGB Form 16-1)

C. Other Mandatory Requirements in the Acceptance of Application (for Development/Utilization):

1. Mining Project Feasibility Study (MGB Form No. 5-3) **or** Project Description and detailed financial statements incorporating the social and environmental expenditures, taxes and fees paid (MGB Form No. 5-3A)
2. Three (3)-Year Work Program (MGB Form No. 6-2)
3. Environmental Protection and Enhancement Program (EPEP) (MGB Form 16-2)
4. Environmental Compliance Certificate (ECC)

D. Additional Mandatory Acceptance Requirements for Holders of Valid and Existing or Expired Mining Lease Contracts, Operating Agreements, Quarry Permits/Licenses or Unperfected Mining/Quarry Claims (Whenever Applicable):

1. Geologic Report
2. Appropriate environmental report on the rehabilitation of mined-out and/or mine waste/tailings-covered areas and anti-pollution measures undertaken during the mining operations
3. Certification from the concerned Regional Office (RO) that the mining/quarry claims are valid and subsisting or Report by RO concerned re compliance with the terms and conditions of the contract/agreement/permit

E. Additional Requirements after Acceptance of Application (for combined Exploration and Development/Utilization):

1. MGB-registered Secretary's Certificate attesting to a Board Resolution authorizing the President to sign and execute documents in connection with the MPSA application
2. Area Status and Clearance from One Stop-Shop Committee
3. Proof of payment of clearance fee amounting to
4. Proofs that the Notice of Application was:
 - 4.1. Published once a week for 2 consecutive weeks in -
 - 4.1.1. Local newspaper
 - 4.1.2. National newspaper
 - 4.2. Posted for 2 consecutive weeks on the bulletin boards of -
 - 4.2.1. MGB Central Office
 - 4.2.2. MGB Regional Office(s)
 - 4.2.3. Provincial Environment and Natural Resources Office(s)
 - 4.2.4. Community Environment and Natural Resources Office(s)
 - 4.2.5. Province(s)
 - 4.2.6. Municipality(s)
 - 4.3. Radio announced daily for 2 consecutive weeks in a local radio program
5. Certification from the Panel of Arbitrators (PA) concerned as to any adverse claim/protest/opposition
6. Original *carpeta* of the application
7. NCIP Certification Precondition
 - 7.1 By NCIP CO: for non-ICC/IP area
 - 7.2 By NCIP RO: for ICC/IP area; with Free and Prior Informed Consent/MOA
 - 7.3 For private lands: proof of ownership, such as Original/Transfer Certificate of Title, among others

F. Additional Requirements after Acceptance of Application including Item No. E (for Exploration):

1. Copies of the Exploration Work Program and Environmental Work Program duly received by the Secretary of all the Sanggunian concerned or Office of all the Vice-Governor/Vice-Mayor concerned; or a certification of project presentation by all the Provincial Governor, Vice-Governor, Municipal/City Mayor concerned, or the Secretary of all the Sanggunian concerned

G. Additional Requirements after Acceptance of Application including Item No. E (for Development/Utilization):

1. MGB-registered sworn Declaration of Mining Feasibility
2. Proof of payment of evaluation fee for Feasibility Study
3. Approved Survey Plan/Application for Order of Survey
4. Prior approval or endorsement in the form of Resolution or Certification by at least the majority of the Sanggunian concerned