

OCA CIRCULAR NO. 42-2008, April 18, 2008

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TO:

ALL CONCERNED JUDGES AND CLERKS OF COURT

SUBJECT:

TRAINING NEEDS SURVEY FOR CAPACITY BUILDING OF ENVIRONMENTAL COURT JUDGES

Pursuant to Administrative Order No. 23-2008 dated January 28, 2008, some branches of the first and second level courts in multi-sala stations were designated as Special Courts to try and decide violations of environmental laws, in multi-sala stations where no branches of the first and second level courts are designated to try and decide environmental cases, the cases shall be raffled among the branches thereat which shall try and decide such cases according to existing issuances. All single sala first and second level courts are considered special courts for the purpose.

In connection therewith, the PHILJA is conducting a survey to determine the training needs of designated environmental court judges in environmental laws and adjudication. Attached is the Training Needs Survey Form.

In this respect, please submit to PHILJA, 3 rd Floor Centennial Building , Supreme Court, Padre Faura St. , Manila , the completed attached survey form, on or before May 30, 2008

April __18__, 2008.

TRAINING NEEDS SURVEY FOR ENVIRONMENTAL COURT JUDGES

Name:

Surname

First Name

M.I.

Station:

Contact

No/s:

1. Please describe the extent of your knowledge and work experience on the implementation of environmental laws.

2. What are the problems and issues you encountered while handling cases of violation of environmental laws?

3. What environmental law seminars have you attended before? Please check appropriate boxes.

?

Regional Judicial Career Development Program. (Topic on Environmental Laws)

Dates Conducted: 08/21/07 , 07/04/06 , 05/24/06 , 03/30/05 , 1 1/24/04, 09/28/04 , 08/24/0- 04128104, 06/02/04 , 06/23/04 , 02/25/04 , 03/23/04 , 11/26/03 , 01/14/04 , 10/15/0 - 05I23I00, 12108198

?

Convention and Seminar of the Philippine Judges Association (PJA). (Topic on Environmental Laws).

Date Conducted : 10/22/98

?

Seminar for Shar' a Court Judges and Clerks of Court on Philippine Law.

(Topic on Environmental Laws). Dates Conducted : 06/07/99 and 09/15/99

?

Orientation Seminar-Workshop for Newly Appointed Judges. (Topic Environmental Laws).

Dates Conducted : 08/21/07 , 11 /21 /06, 01 /31/07, 08/21 /06, 05/29/06 , 03/27/06 , 02/1 3/10/28/05, 09/21/05 , 07/11/05 , 02/21/05 , 11/29/04 , 03/01/04 , 04/21/04 , 10/13/03

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Judicial Seminar on Indigenous Peoples' Rights Act. [Topic on Environmental Law).

Dates Conducted : 05/02/02 , 05/09/02 , 02/18/02 , 03/20/02

?

Pre-Judicature Program (As Prescribed by Section 10, Republic Act. NO. 8557) (Topic on Environmental Laws).

Dates Conducted: 07/07/06 , 09/24/04 , 03/03/03 ,

?

Seminar on Environmental Law "The Environment on the Scale : Ipagtanggol ang Kalikasan II"

Date Conducted : 07/23/01

?

The Role of Courts in Fisheries Management: Conference-Seminar on Fisheries and Environmental Laws for Judges and Prosecutors. Dates Conducted : 10/08/03 , 10/28/03 ,

?

Environmental Law Training of Trainers Seminar-Workshop.

Date Conducted : 10/13/04

?

Judiciary Workshop on Wildlife Crime and Prosecution.

Date Conducted : 05/10/07

?

Environmental Law Seminar for Judges.

Dates Conducted : 05/18/06 , 04/19/06 . 02/16/06 , 03/29/05

?

Roundtable Discussion on Green Benches.

Date Conducted: 07/06/01

?

Judicial Roundtable Discussion on Environmental Dispute Resolution.

Date Conducted: 02/18/05

?

Asian Justices Forum on the Environment "Sharing Experience to Strengthen Environmental Adjudication in Asia"

Date Conducted: 07/06/07

?

Others,

please

specify

What specific trainings programs on environmental laws do you still need to further enhance your skills as a Judge? Please check appropriate boxes.

?

Revised Forestry Code (P.D. No. 705)

?

Marine Pollution (P.D. No. 979)

?

Toxic Substances and Hazardous Waste Act (R.A. No. 6969)

?

People's Small-Scale Mining Act (R.A. No. 7076)

?

National Integrated Protected Areas System Act (R.A. No. 7586)

?

Philippine Mining Act (R.A. No. 7942)

?

Indigenous People's Rights Act (R.A. No. 8371)

?

Philippine Fisheries Code (R.A. No. 8550)

?

Clean Air Act (R.A. No. 8749)

?

Ecological Solid Waste Management Act (R.A. No. 9003)

?

National Caves and Cave Resources Management Act (R.A. No. 9072)

?

Wildlife Conservation and Protection Act (R.A. No. 9147)

?

Chainsaw Act (R.A. No. 9175)

?

Clean Water Act (R.A. No. 9275)

?

Prosecution and Penalties for Violation of Environmental Laws

?

Substantive and Procedural Issues on Environmental Laws

?

Others, please specify

5. Please fill in the table describing the nature and details of environmental law cases filed in your court.

NATURE AND TITLE OF THE CASE

CASE
NUMBER

DATE

JUDGE BEFORE WHOM THE CASE WAS SUBMITTED FOR DECISION

REASON(S) FOR NOT DECIDING THE CASE

FILED

INITIAL
HEARING

LAST
HEARING

FOR DECISION

PROMUL
GATED

SUBMITTED

DUE

Revised Forestry Code (P.D. No. 705)

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Marine Pollution (P.D. No. 979)

Toxic Substances and Hazardous Waste Act (R.A. No. 6969)

People's Small-Scale Mining Act (R.A. No. 7076)

National Integrated Protected Areas System Act (R.A. No. 7586)

Philippine Mining Act (R.A. No. 7942)

Indigenous People's Rights Act (R. A. No. 8371)

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Clean Air Act (R. A. No. 8749)

Ecological Solid Waste Management Act (R. A. 9003)

National Caves and Cave Resources Management Act (R. A. No. 9072)

Wildlife Conservation and Protection Act (R. A. No. 9147)

Chainsaw Act (R. A. 9175)

Clean Water Act (R. A. 9275)

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