



BANTAY
KITA



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OVERVIEW **Bantay Kita** is a coalition of organizations pushing for transparency and accountability in the extractive industry. It was established in 2009 by non-government organizations working on issues related to governance, economic development, environment, human rights, and indigenous peoples.

It is affiliated with the **Publish What You Pay (PWYP)** Coalition.

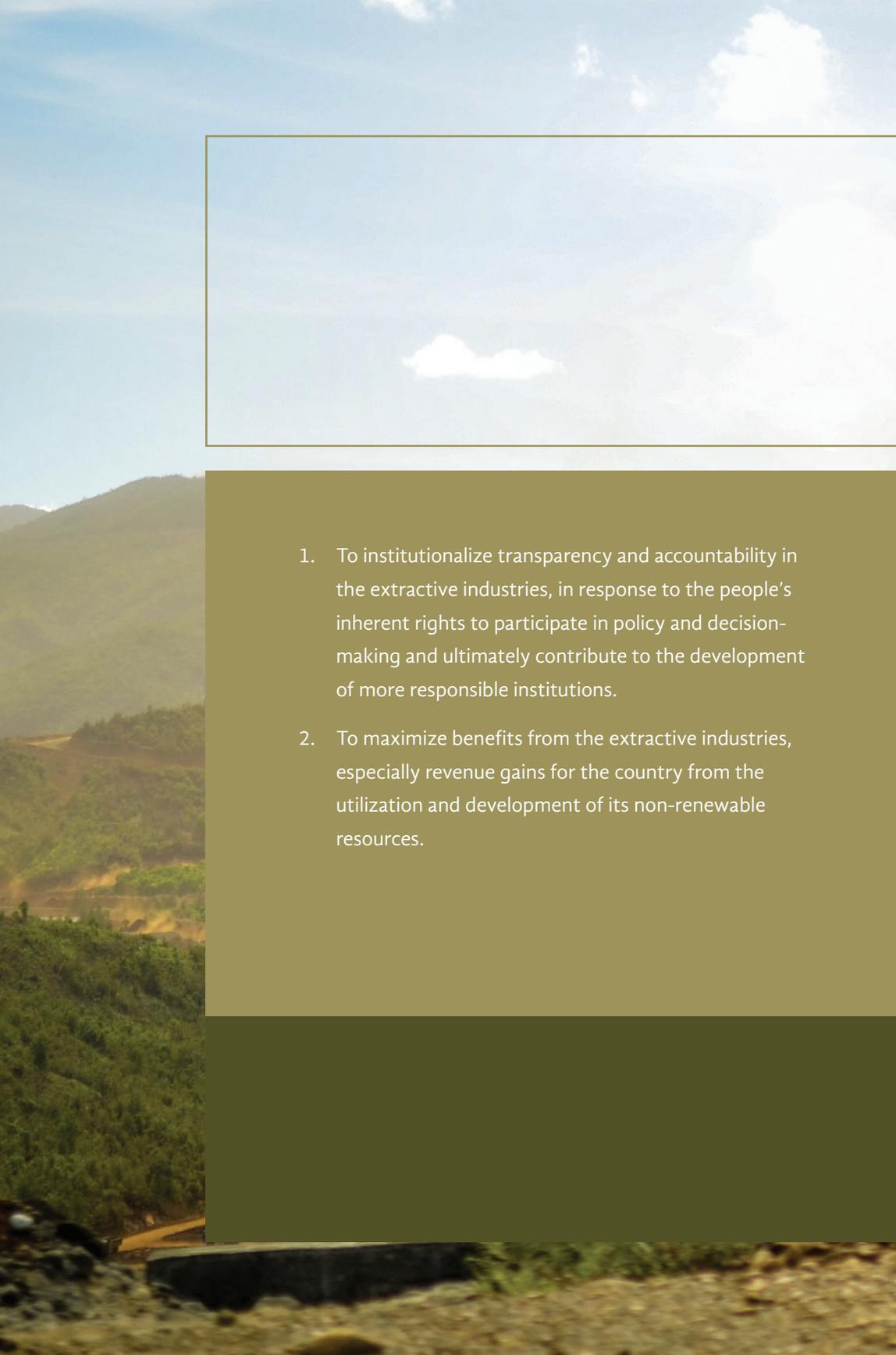
VISION “Empowered communities that promote sustainable development and good governance of natural resources through transparency and accountability in the extractive industries.”



MISSION “To build capacities of civil society organizations to monitor the transparency and accountability initiatives and to engage with the different sectors involved in the extractive industries.”



ABOUT US



1. To institutionalize transparency and accountability in the extractive industries, in response to the people's inherent rights to participate in policy and decision-making and ultimately contribute to the development of more responsible institutions.
2. To maximize benefits from the extractive industries, especially revenue gains for the country from the utilization and development of its non-renewable resources.



OBJECTIVES

3. To build capabilities of communities and civil society organizations in engaging with the extractive industries at each stage of the value chain.
4. To secure the law on right to public information.
5. To rationalize of fiscal incentives and remove redundant fiscal incentives given to resource-seeking industries.
6. To facilitate networking and alliance-building.
7. To promote and strengthen international solidarity on community engagement in natural resource management.

RESEARCH

Bantay Kita conducts research on the extractive industry and its relation to environment, economic development, human rights, and governance.

Fiscal Policy

Extractive Industries
Transparency Initiative
(EITI)

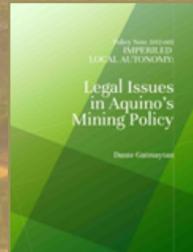
Transparency issues in the
Philippine mining industry



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1. **The Philippine Offshore Petroleum Industry: The Need for Regulatory Reforms**
Jay L. Batongbacal
2. **Primer on Extractive Industry Transparency Initiative**

3. **Imperiled Economy: Legal Issues in Aquino's Mining Policy**
Dante Gatmaytan
4. **Inequitable Share: A Primer on the Philippine Mining Industry**
Anton Ragos

Assessment of Philippine laws and policies concerning mining

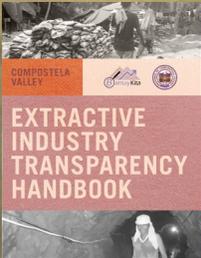
Philippine oil and gas industry

Coal industry in the Philippines

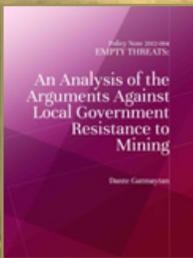
Small scale mining in the Philippines

Philippine local government and mining

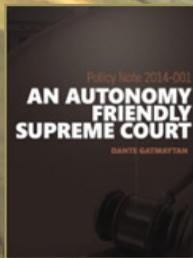
Philippine Supreme Court and local government autonomy



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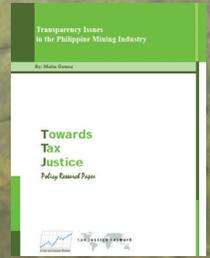
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5. **Compostela Valley Extractive Industry Handbook**
Compostela Valley Multistakeholder Council

6. **Empty Threats: An Analysis of the Arguments Against Local Government Resistance to Mining**
Dante Gatmaytan

7. **An Autonomy Friendly Supreme Court**
Dante Gatmaytan

8. **A Primer on the Philippine Offshore Petroleum Industry**

9. **Transparency Issues in the Philippine Mining Industry**
Maïta Gomez



SUBNATIONAL PROGRAMS

Bantay Kita is strongly advocating for the implementation of transparency and accountability in resource management at the subnational level. Benefit from mining is maximized if space for participation of communities in resource management is created at the local level. Bantay Kita is able to implement subnational programs in pilot areas in partnership with communities, mining groups and local governments. Subnational programs are formulated and implemented by the different stakeholders with technical support from Bantay Kita

A. Transparency Initiative in Compostela Valley

Bantay Kita implements this initiative in partnership with the provincial government of Compostela Valley. The program includes the following:

FPIC Transparency Report

Community Contract Disclosure

Large Scale Mining Company Payments Disclosure Report

Small Scale Mining Operators Payments Disclosure Report

Provincial Local Government Revenue Collection Disclosure Report

Municipal Local Government Revenue Collection Disclosure Report

Indigenous Peoples Revenue Collection Disclosure Report

Indigenous Peoples Revenue Collection Disclosure Report

Executive Order 018.2013 was issued by Governor Arturo Uy to implement this program.

The provincial government is working on a provincial ordinance to legislate it further.

The program has created a venue for different stakeholders to discuss the issues of mining in the province. A multistakeholders' council was created. It is composed of representatives coming from the national government, local governments, large scale and small scale mining firms, CSOs, indigenous peoples' groups and the academe.

B. Transparency Initiative in South Cotabato

This partnership intends to strengthen the knowledge and capacity of municipal and provincial local governments and small-scale mining organizations and communities on transparency and accountability mechanisms to strengthen natural resource governance at the subnational level. This program aims to institutionalize citizen's participation in all the stages of the mining value chain.

Currently, the stakeholders are working to craft mechanisms to improve transparency and accountability on revenue, environment, social program, and work safety. The workshops and trainings were effective platforms for women, tribal leaders, and government agencies to participate in planning for local revenue sources, budget allocation and community projects. The outputs of these workshops serve as guide for the communities and leaders.

CAPACITY BUILDING



Bantay Kita conducts capacity building with different stakeholders. Training modules and materials are available for download at our website (www.bantaykita.ph). Current training modules include:

A. Monitoring the different stages of the mining operation

Bantay Kita developed monitoring tools for community implementation. The tools have accompanying modules that will provide community partners with the overview of each stage of mining in the Philippines, including the legal framework that governs each stage and the information that communities are entitled to access. These modules include:

- A. Free Prior and Informed Consent (FPIC)
- B. Mining exploration
- C. Mining operation
- D.. Mining rehabilitation

B. Extractive Industries Transparency Initiative (EITI)

The Extractive Industries Transparency Initiative (EITI) is an international initiative that seeks to promote a global standard for revenue transparency in the extractive industries. It promotes a transparency mechanism managed by equal representation of government, the private sector, and civil society sectors that oversee and compare the revenues paid and received by companies and governments respectively.

Under the EITI, companies in the extractive industries are required to report the taxes, fees, and royalties they pay and governments are required to disclose what they receive in an annual report that is validated by an independent auditing group. The new rules of EITI have expanded to include other stages of the industry value chain.

We conduct trainings on EITI to increase the understanding of different stakeholders on its mechanism and ensure that EITI will be valuable to the mining communities and the public in general. We also encourage stakeholders at the subnational level to adopt the framework of EITI and implement similar initiatives at the subnational level. Bantay Kita developed a subnational framework for transparency and accountability which it is advocating local stakeholders to promote and adopt.



“We engage in EITI because we do not want to see the process to be used as a rubber stamp to do business as usual in the Philippines. EITI should be a mechanism that strengthens the rights of communities and the people to engage and participate in decision-making regarding the use of our natural resources. And while we have high hopes of improving governance in the industry by making governments and companies accountable, it is also clear to us that EITI is not the solution to all our problems. We continue to engage our government in identifying areas that are closed to mining and extraction. We continue to respect and support community and local government opposition to mining. But with EITI, we also express our willingness to work with the government and business sector to make the government and the extractive industry more transparent and accountable.”

Dr. Cielo Magno

National Coordinator, Bantay Kita

“What EITI means for the Philippines”

<http://eiti.org/blog/what-eiti-means-philippines>



C. Natural Resource Governance at the Subnational Level

Bantay Kita conducts training with local stakeholders and government officials to strengthen their knowledge on how to effectively manage natural resources at the subnational level. Bantay Kita produced a handbook on this topic accompanied by a popular version. This is available in for download in our website.

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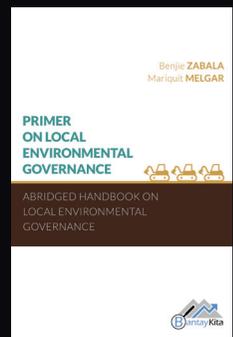
A Handbook on Local Environmental Governance

Dante Gatmaytan

Right:

Primer on Local Environmental Governance

Benjie Zabala, Mariquit Melgar





REFORMS

Bantay Kita advocates for the following policy reforms in the Philippine Congress

AFFILIATIONS

Adoption of the Alternative Mineral Management Bill (AMMB)

Bantay Kita is pushing for the adoption of a law that will comprehensively reform the current policies governing mining in the country.

Rationalization of Fiscal incentives of Extractive Industries

Bantay Kita believes that incentives are not necessary to attract investment in the extractive sector. The decision to invest is determined by the existence and quality of minerals.

Review of Mining Taxation

Bantay Kita advocates for the review of laws governing taxation of mining to ensure that the country gets the fair share in the extraction of resources.

COALITION MEMBERSHIP

Publish What You Pay

Social Watch Philippines

Open Government Partnership

Tax Justice Network

Fiscal policies should take into account the actual costs of mining to the country. Bantay Kita is against the raise to the bottom approach in designing fiscal policies.

Earmarking of Proceeds from Extractive Industries

Bantay Kita pushes for earmarking of proceeds from extractive industries to ensure that the proceeds are invested strategically to promote sustainable development.

Development of Downstream Extractive Industries

Bantay Kita believes that the government should ensure the development of downstream industries in the extractive industry sector to maximize the benefit of resource extraction.

Legislation of Extractive Industry Transparency Initiative (EITI)

Bantay Kita advocates for the institutionalization of an independent Philippine EITI that can impose penalties on companies that refuse to participate in the initiative. Similar initiatives should be institutionalized at the subnational level.

PARTNERS

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Australian Aid

British Embassy Manila

Christian Aid

Foundation for the Philippine Environment

IKAT-US/ USAID

National Resource Governance Institute

Presbyterian Hunger Program

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