



## MEMORANDUM CIRCULAR NO. 2014-09

### SUBJECT : POLICY GUIDELINES FOR THE APPLICATION OF TEMPORARY ACCEPTABLE RANGE

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To effectively carry out the provisions of the Implementing Rules and Regulation (IRR) of the Philippine Clean Water Act of 2004 (RA No. 9275) and Board Resolution No. 33, Series of 1996, "Rules and Regulations Implementing the Environmental User Fee System in the Laguna de Bay Region" issued by this Authority, the following guidelines are hereby promulgated:

#### Section 1. Scope of Application

These guidelines shall cover application of temporary acceptable range (TAR) during monitoring of effluent discharges from all developmental activities in the Laguna de Bay Region that discharge effluent into bodies of water classified as Inland Waters Class "C" and Marine Waters Class "SC" as defined in Department Administrative Order No. 34, Series of 1990, "Revised Water Usage and Classification Water Quality Criteria Amending Section Nos. 68 and 69, Chapter III of the 1978 NPCC Rules and Regulations."

#### Section 2. Policy Guidelines

1. TAR is set at 10% of the value in the effluent standards, except for Oil and Grease, which shall remain at 20% for Class C, as prescribed in Memorandum Order No. 97-99, Series of 1997, "Guidelines in Determining the Degree of Violations and Corresponding Level of Sanctions".
2. The following TAR values are thus hereby prescribed:

Parameter	Effluent Standards		TAR	
	"C"	"SC"	"C"	"SC"
Biochemical Oxygen Demand (mg/l)	50	100	55	110
Chemical Oxygen Demand (mg/l)*	100	200	110	220
Oil and Grease (mg/l)	5	10	6	11
Total Suspended Solid (mg/l)	70	150	77	165
Color (PCU)	150	-	165	-

\*applicable for domestic wastewater

3. Where only one parameter in the results of laboratory analysis is within TAR, the establishment shall be entitled to re-sampling upon request and payment of corresponding fees therefor, within thirty

(30) days after the results of laboratory analysis have been transmitted to the establishment.

4. In case the result of re-sampling conforms to the effluent standards, the establishment shall be considered to have complied with the same from the date of initial sampling.

**Example:**

Feb. 23, 2013	- Initial sampling	- BOD	(or any parameter) within	TAR
March 5, 2013	- Re-sampling	- all parameters passed the effluent standards		

5. If the results of the re-sampling show that any or all parameters is within TAR, it shall be considered to have failed the effluent standards; the same rule applies if the results of the re-sampling show that any or all parameters failed the effluent standards.

In both instances, a Notice of Violation reckoned from the date of re-sampling shall be issued and the corresponding penalty shall be imposed.

**Example:**

Feb. 23, 2013	• Initial sampling	• BOD (or any parameter) within TAR
March 5, 2013	• Re-sampling	• Any or all parameters is within TAR or failed in any parameter.

**Section 3. Transitory Clause**

The implementation of this Circular shall remain effective until December 31, 2015, after which the Authority shall strictly apply the prescribed effluent standards under DENR Administrative Order 35, Series of 1990, "Revised Effluent Regulations of 1990, Revising and Amending the Effluent Regulations of 1982".

**Section 4. Repealing Clause.**

Item nos. 4, 5, 6 and 7 of LLDA Memorandum Circular No. 97-99, "Guidelines in Determining the Degree of Violations and Corresponding Level of Sanctions", are hereby revoked.

Other existing circulars, orders, and other related issuances that are inconsistent with this Circular shall likewise be deemed repealed or modified accordingly.

### **Section 5. Separability Clause.**

If any portion or provision of this Circular is declared unconstitutional or invalid, the other portions or provisions hereof, which are not affected thereby, shall continue to be in full force and effect.

### **Section 6. Effectivity Clause.**

This Circular shall take effect 30 calendar days after publication in a newspaper of general circulation and registration with the Office of the National Administrative Register, UP Law Center, Diliman, Quezon City

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and  
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