

**STATEMENT BY TIMUAY JOSE "BOY" ANOY, OF SIOCON, ZAMBOANGA DEL NORTE, MINDANAO,  
PHILIPPINES**

**TO**

**THE SUBCOMMITTEE ON HUMAN RIGHTS AND INTERNATIONAL DEVELOPMENT OF THE STANDING  
COMMITTEE ON FOREIGN AFFAIRS AND INTERNATIONAL TRADE**

**MARCH 23, 2005 - OTTAWA**

Dear Chairman Kilgour and honorable members of this Subcommittee,

I am Timuay Jose "Boy" Anoy. I have been a resident of Canatuan, Siocon, Zamboanga del Norte since birth. I am full-blooded Subanon and am the legitimate Timuay (tribal chiefdom) of the Canatuan Subanon by birth. I am married and have 5 children.

I am now barred from entering my ancestral domain by TVI mining company just because we remain opposed to their mining operation.

I am the leader of the The Apu' Manglang Glupa' Pusaka' which is an organization of Subanon in Siocon. This group was formerly know as the Siocon Subanon Association Inc (SSAI). We felt the need to change our name in order to distinguish ourselves from the group who is now using that name.

TVI hired Subanon from places outside our ancestral domain. These people are now residing in Canatuan and working for the company. They are also using the organization that we set up in order to make it appear that TVI has the support of the local Subanon.

With the aid of their legal experts, these migrant Subanons conducted an election at the SSAI without the knowledge of the legitimate SSAI leaders. The vote took place inside the TVI compound and Mr. Juanito Tumangkis was elected as the new chairperson. Tumangkis is a Subano working with TVI.

The 'SSAI' then executed a Memorandum of Agreement (MOU) between TVI which states that the Subanon are have given their consent to the mining operation. Then they tell the world that the Subanon are in full agreement with the company. But the fact is that they are not the legitimate Certificate of Ancestral Domain Title (CADT) holders and even though they are Subanon they have been manipulated and bribed into being employed by the company.

We filed a case "**qou warranto and damages with writ of preliminary injunction**" against Juanito Tumangkis on December 12, 2001. It is now pending in the Philippine Court.

In Canatuan about 3 hectares of land has already been leveled and the sources of drinking water are affected. The mining company is preparing to relocate the people to Tanuman which is located three kilometers away from where they are currently staying. Eviction notices were served to some of the residents in February 2005. They were signed by the TVI mine manager, Mr. Yulo E. Perez, and TVI's Community Relations Officer, Cynthia G. Comisas.

I fear my people will be forced from their farms and plants to a place that is not good for them.

What the company is not telling my people is that Tanuman is also a mining site to be opened sooner or later. According to documents obtained, TVI Resource is applying with the office of Mines and Geosciences Bureau (MGB ) for another Mineral Production Sharing Agreement (MPSA ) in Sukol, Malusok and Tanuman with application number 000039-IX. Thus the people most probably will again be relocated from Tanuman to another relocation area when the MPSA application is approved by MGB. They will again be forced to leave their farms and plants.

TVI's mining area is currently comprised of 508 hectares located within our 8,213.5020 hectares of ancestral domain. However, we have just recently obtained proof that TVI plans to expand their mining operations to other adjacent areas. These documents tell us that TVI has already applied for rights to 371 square kilometers in another company name. This claim will ravage our entire ancestral domain area.

TVI is hell to us. For so many years we strived to gain the title to our ancestral domain awarded. Yet now we have no say in how to develop our lands because TVI has come.

They only want us to be satisfied with the royalty payments from their mining operation. They tell us that we do not need to make our own development plan since their objective in coming to Canatuan is to bring development to the Indigenous People.

But we do not agree with them or believe them when they tell us that. We know that their open pit mining operation will only destroy our lands. We have no other places to go.

The mining company has insisted to remain and mine our lands by establishing a FULLY ARMED paramilitary group. This group is the Special Citizens Army Auxiliary ( SCAA ). They sow fear to the community and at the same time employ divide and rule tactics among Subanon tribe.

They filed a case against me and two other traditional leaders – Onsino Mato and Timuay Fernando Mudai. The charges were “**multiple murder and frustrated multiple murder**”. They falsely accused us of being responsible for an ambush of TVI's truck going to Siocon that killed 13 fellow Subanons and wounded the others on December 26, 2002. This was a heinous crime and members of the Moro Islamic Liberation Front (MILF) have already been found guilty for carrying it out. The charges against us continue to be dismissed from the justice system because of ‘lack of merit’.

TVI does not stop attacking me and my brothers and sisters as our resistance continues. We are the barriers that keep them from extracting all of the minerals that belong to us. It is terrible that they use other Subanon from neighboring areas against us.

I am temporarily residing in Siocon proper, relying assistance from my relatives and friends for our daily sustenance.

Together with my people I am requesting the help of Canadian Government to pull out TVI from our lands.

Our government is not with us. They are in favour of the Mining Company. We are not sure whether to believe the rumors that first gentleman Mike Arroyo is one of the stock holders in TVI, but it seems true since they don't listen to our complaints and demands.

Sincerely,

TIMUAY JOSE BOY A. ANOY