



Republic of the Philippines
Department of Environment and Natural Resources
MINES AND GEOSCIENCES BUREAU
MIMAROPA Region

7/F DENR Building, 1515 Roxas Boulevard, Ermita, Manila
Telefax No. (+632) 536-0215 / (+632) 310-1369
Email: region4b@mgb.gov.ph



11 November 2021

MEMORANDUM

FOR : The Director
Presidential Complaint Center
Office of the President
Bahay Ugnayan, Jose P. Laurel Street
Malacañang, Manila

FROM : The Regional Director
This Office

SUBJECT : Updates on the Land Dispute between Mr. Antonio Baguinsa and Rio Tuba Nickel Mining Corporation involving the area covered by its Mineral Production Sharing Agreement No. 213-2005-IVB (PCC-NEM-09-21-2021-002)

This respectfully refers to the Memorandum dated 20 October 2021, which was received by this Office on 10 November 2021, for our immediate appropriate action.

Please be informed that based on our evaluation, this Office finds the issue more of a land title conflict which is beyond our jurisdiction. Hence, this Office requested the Department of Environment and Natural Resources (DENR) – MIMAROPA Region to resolve the said issue as per Memorandum dated 03 September 2021. This request was reiterated in the 09 November 2021 Memorandum to the DENR – MIMAROPA Region.

Please be assured that, if necessary, this Office shall act further after the DENR – MIMAROPA Region has ruled on the validity of the issue.

Attached are the copies of the above stated Memoranda/correspondences as proof of our previous actions.

For the Director's information and further instruction.


GLENN MARCELO C. NOBLE

Enc'l: As stated

cf: The Regional Executive Director
Department of Environment and Natural Resources
MIMAROPA Region

**"MINING SHALL BE PRO-PEOPLE AND PRO-ENVIRONMENT
IN SUSTAINING WEALTH CREATION AND IMPROVED QUALITY OF LIFE."**





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03 September 2021

MEMORANDUM

FOR : The Regional Executive Director
Department of Environment and Natural Resources
MIMAROPA Region

FROM : The Regional Director
This Office

SUBJECT : Land Dispute between Mr. Antonio Baguinsa and Mineral
Production Sharing Agreement No. 213-2005-IVB granted
to Rio Tuba Nickel Mining Corporation

Attached are copies of the Letters dated 26 August 2021 and 27 August 2021 of Mr. Antonio Baguinsa and Engr. Cynthia E. Rosero, Resident Mine Manager of Rio Tuba Nickel Mining Corporation (RTNMC), respectively, regarding the alleged encroachment of the mining operations of RTNMC under Mineral Production Sharing Agreement No. 213-2005-IVB to the private land of Mr. Baguinsa.

Based on our evaluation, this Office finds that the issue is more of a land title conflict which is beyond our jurisdiction. Please note that per above-cited letter of RTNMC, it claimed that Engr. Jonathan Gellez of PENRO "xxx did not complete the verification of the two remaining monuments on the property subject of the survey," and that such casts doubts as to the accuracy, completeness and truthfulness of the data in the survey report.

In this regard, we are respectfully requesting that the issue raised be resolved by your Office. This Office shall act further only if your Office has ruled on the validity of the survey and the possible encroachment from the mining operations of RTNMC.

For the Regional Executive Director's further action, please.


GLENN MARCELO C. NOBLE

Enc.: As stated

cc. The Presidential Action Center
Office of the President of the Philippines
Malaacanang Complex
San Miguel, Manila
PCC-GAM-08-09-2021-245

The DENR Action Center/Holline
Department of Environment and Natural Resources
Visayas Ave. Diliman, Quezon City
denr@8888.gov.ph

The PENRO and Concurrent Acting PMRB Chairperson
Provincial Environment and Natural Resources Office
Department of Environment and Natural Resources Office
Sta. Monica, Puerto Princesa City, Palawan

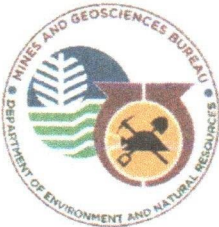
The President
Rio Tuba Nickel Mining Corporation
29th Floor, NAC Tower
32nd St., Bonifacio Global City, Taguig City

030721-R04B-1464



9/7/2021

13:00:00



Republic of the Philippines
Department of Environment and Natural Resources
MINES AND GEOSCIENCES BUREAU
MIMAROPA Region

7/F DENR Building, 1515 Roxas Boulevard, Ermita, Manila
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Email: region4b@mgb.gov.ph



06 September 2021

MR. ANTONIO L. BAGUINSA

Brgy. Sandoval, Bataraza

Palawan

aspirasangel16@gmail.com

Dear Mr. A. L. Baguinsa:

This refers to your letters dated 26 August 2021, 02 August 2021 and 22 July 2021 claiming that there is an encroachment in your titled properties situated at Brgy. Sandoval, Bataraza, Palawan by the mining operations of Rio Tuba Nickel Mining Corporation (RTNMC) under its Mineral Production Sharing Agreement No. 213-2005-IVB.

We have written RTNMC by providing them a copy of your letter dated 22 July 2021 for their comments/reply. RTNMC has responded thru their letter dated 27 August 2021, which was received by this Office on 02 September 2021. A copy of the response-letter is attached for your guidance and information.

Upon evaluation of the allegations of both parties, this Office finds that the issue is more of a land title conflict which is beyond our jurisdiction. This Office has forwarded the issue to the Department of Environment and Natural Resources (DENR) – MIMAROPA Region for its resolution. If the DENR – MIMAROPA Region resolves the issue of the validity of the survey of Engr. Jonathan Gellez and that there is a possible encroachment from the mining operations of RTNMC, then this Office shall take further action. A copy of the Memorandum is attached for your reference.

Thank you.

Very truly yours,


GLENN MARCELO C. NOBLE
Regional Director

Enc't: As stated

- cl.
- The Presidential Action Center**
Office of the President of the Philippines
Malacanang Complex
San Miguel, Manila
PCC-CAM-08-09-2021-245
 - The Regional Executive Director**
Department of Environment and Natural Resources
MIMAROPA Region
 - The President**
Rio Tuba Nickel Mining Corporation
29th Floor, NAC Tower
32nd St., Bonifacio Global City
Taguig City

The DENR Action Center/Hotline
Department of Environment and Natural Resources
Visayas Ave. Diliman, Quezon City
denr@8888.gov.ph

The PENRO and Concurrent Acting PMRB Chairperson
Provincial Environment and Natural Resources Office
Department of Environment and Natural Resources Office
Sta. Monica, Puerto Princesa City, Palawan

090721-R04B-1463



9/7/2021





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09 November 2021

MEMORANDUM

FOR : The Regional Executive Director
Department of Environment and Natural Resources
MIMAROPA Region

FROM : The Regional Director
This Office

SUBJECT : Land Dispute between Mr. Antonio Baguinsa and Mineral
Production Sharing Agreement No. 213-2005-IVB granted
to Rio Tuba Nickel Mining Corporation

This respectfully refers to the Letter dated 25 October 2021 of Mr. Antonio Baguinsa (copy attached), which was received by this Office on 08 November 2021, on the above subject.

Attached on the same letter is a copy of the Memorandum dated 26 October 2021 of CENRO – Brooke's Point to PENRO – Palawan with a recommendation to forward a copy of the report dated 15 June 2021 of Engr. Jonathan Gellez to MGB and DENR – MIMAROPA Region. However, this Office has not yet received a copy of the report.

Please be reminded that in the Memorandum dated 03 September 2021 (copy attached), this Office raised the issue, per 27 August 2021 letter of Rio Tuba Nickel Mining Corporation (RTNMC), regarding the incomplete verification of the two remaining monuments on the subject survey property which casts doubts as to the accuracy, completeness, and truthfulness of the data in the survey report.

In this regard, we are respectfully requesting for a copy of the 15 June 2021 Report of Engr. Gellez and an update on the 03 September 2021 Memorandum issued by this Office or resolution on possible encroachment from the mining operations of RTNMC.

For the Regional Executive Director's further action, please.


GLENN MARCELO C. NOBLE

Encl. Attached

cc. The PENRO and Concurrent Acting PMRB Chairperson
Provincial Environment and Natural Resources Office
Department of Environment and Natural Resources Office
Sta. Monica, Puerto Princesa City, Palawan

Mr. Antonio L. Baguinsa
Brgy. Sandoval, Batarza
Palawan
aspirasangel16@gmail.com

111021-R04B-1980



Memorandum
1:10 2021

**"MINING SHALL BE PRO-PEOPLE AND PRO-ENVIRONMENT
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