



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
by the National Highway, Poblacion, Taytay, Palawan, 5312
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Email: cenrotaytay@denr.gov.ph

April 22, 2021

MS. MARY ANN DELOS SANTOS
OIC Provincial Director
National Commission on Indigenous People
Sta. Monica, Puerto Princesa City, Palawan

DENR CENRO
TAYTAY, PALAWAN
RELEASED
BY:
DATE: 5/17/2021 1602

Dear Ms. Delos Santos,

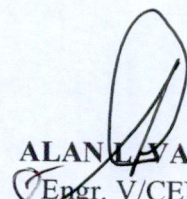
This pertains to the letter of Mr. Peter Paul Danao dated March 23, 2021 on behalf of the indigenous people of Tagbanua Tandulanen in El Nido, Palawan regarding his request to cancel, revoke and/or deny the ECC, Tenurial Agreement, License and/or Permit of Ayala-owned resorts in El Nido, Palawan for blatant violation of RA 8371 (The Indigenous People's Right Act of 1997) on the Tagbanua Tandulane's ancestral domain rights.

In this regards, this Office would like to request copy of the CADT Application No. 404-PAL-0132-AD and approved survey plan with technical description describing thereon its boundary lines as our reference.

Attached is a photocopy of letter from Mr. Danao regarding on the matter mentioned for your reference.

We are hoping for your positive response on this matter.

Sincerely,


ALAN L. VALLE
Engr. V/CENRO

Copy furnished:
The Executive Director NCIP
The RED, DENR MIMAROPA
The PENRO, Puerto Princesa City
The PAMO-ENTMRPA
The Mayor, El Nido, Palawan
File

MADRID DANAOS & ASSOCIATES

LITIGATORS

LAWYERS

RAINIER L. MADRID
PETER PAUL L. DANAOS

FATIMA ANN S. ISLA
EXZIE G. CALUBAYAN
MARIO ANTONIO M. VICENTE

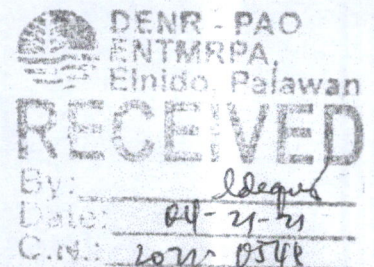
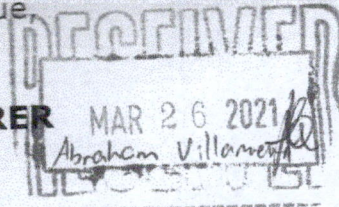
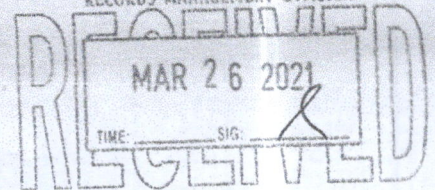
23 March 2021

HON. ROY A. CIMATU
DENR Secretary
DENR Compound, Visayas Avenue
Diliman, Quezon City

HON. MA. LOURDES G. FERRER
Regional Executive Director
DENR-Region 4B
Bay 1515 L & S Building
Roxas Boulevard, Manila

ENGR. ALAN L. VALLE
Officer-in-Charge
CENRO, Taytay, Palawan

DEPT. OF ENVIRONMENT AND NATURAL RESOURCES
RECORDS MANAGEMENT DIVISION



Re: Request to Cancel, Revoke and/or Deny ECC, Tenurial Agreement, license and/or permit of Ayala-owned resorts in El Nido, Palawan for blatant violation of R.A. 8371 [The Indigenous Peoples' Rights Act of 1997] on the Tagbanua Tandulanen's ancestral domain rights

Dear Ma'am/Sir:

On behalf of the **Indigenous People of Tagbanua Tandulanen** in El Nido, Palawan, our tribe wish to seek your Office's assistance in enforcing our ancestral domain rights in El Nido, Palawan which is the subject of CADT Application No. **R04-PAL-0132-AD** duly recognized by the NCIP-Palawan per its attached **letter dated 03 December 2020** to the DENR-CENRO.

Despite repeated demands to the Ayala Family, including its Chairman/CEO Jaime Augusto Zobel de Ayala, to comply with the requirements of R.A. 8371 [The Indigenous Peoples' Rights Act of 1997], including securing the requisite Free and Prior Informed Consent from our tribe's Council of Elders for all their ongoing and/or upcoming resorts and projects in El Nido, Palawan, they have failed and refused and continue to fail and refuse to date to comply therewith, much less favor us with a reply. For your reference, attach herewith

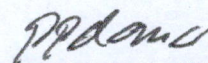
are photocopies of our **demand letters dated 02 March 2021 and 12 February 2021.**

Hence, we are constrained to request your Honorable Office, pursuant to Sections 10¹ and 59² of R.A. 8371, to **CANCEL, REVOKE and/or DENY** any accreditation, permit, license and/or authority to operate issued by your Office/Department, including ECC and tenurial agreements, for the following Ayala-owned businesses and/or projects in El Nido, Palawan:

1. Lio Airport in Brgy. Villa Libertad;
2. Lio Estate in Brgys. Villa Libertad and Pasadena;
3. El Nido Cove Resort in Brgy. Pasadena;
4. Pangulasian Island Resort in Brgy. Bebeladan;
5. Miniloc Island Resort in Brgy. Bebeladan;
6. Lagen Island Resort in Brgy. Aberawan; and
7. Such other projects in El Nido, Palawan.

Considering the reported rampant and widespread proliferation of illegal transfers and conversion of our tribe's ancestral domain/lands to our tribe's grave damage and prejudice, we hope for your immediate and favorable action on this.

Sincerely yours,



PETER PAUL L. DANAQ

¹ "SECTION 10. Unauthorized and Unlawful Intrusion. — Unauthorized and unlawful intrusion upon, or use of any portion of the ancestral domain, or any violation of the rights hereinbefore enumerated, shall be punishable under this law. **Furthermore, the Government shall take measures to prevent non-ICCs/IPs from taking advantage of the ICCs/IPs customs or lack of understanding of laws to secure ownership, possession of land belonging to said ICCs/IPs.**"

² "SECTION 59. Certification Precondition. — **All departments and other governmental agencies shall henceforth be strictly enjoined from issuing, renewing, or granting any concession, license or lease, or entering into any production-sharing agreement, without prior certification from the NCIP that the area affected does not overlap with any ancestral domain. Such certification shall only be issued after a field-based investigation is conducted by the Ancestral Domains Office of the area concerned: Provided, That no certification shall be issued by the NCIP without the free and prior informed and written consent of ICCs/IPs concerned: Provided, further, That no department, government agency or government-owned or -controlled corporation may issue new concession, license, lease, or production sharing agreement while there is a pending application for a CADT: Provided, finally, That the ICCs/IPs shall have the right to stop or suspend, in accordance with this Act, any project that has not satisfied the requirement of this consultation process.**"