



Republic of the Philippines
Department of Environment and Natural Resources
FOREST MANAGEMENT BUREAU
Visayas, Avenue, Diliman, 1100 Quezon City
Tel. No.: (632) 8925-2141 / (632) 8927-4788
E-mail Address: fmb@denr.gov.ph Website: <https://www.forestry.denr.gov.ph>

MEMORANDUM

FOR : The Regional Executive Director
DENR MIMAROPA Region
L&S Building, Roxas Blvd., Ermita, Manila

FROM : Assistant Secretary for Policy, Planning, and Foreign Assisted and
Special Projects, and Director, in concurrent capacity

SUBJECT : **APPEAL OF THE FOREST LANDUSE AGREEMENT FOR
TOURISM (FLAgT) HOLDERS WITHIN PALAWAN**

DATE : **JAN 26 2022**



Referred herewith is the letter dated 16 November 2021 addressed to the DENR Secretary of some forestry tenure holders in Palawan and Memorandum dated 07 December 2021 relative to the appeal of the FLAgT holders in Palawan. The same were referred to this Office for appropriate action.

The above-mentioned letter is signed by the following FLAgT holders - Starfish Island Resort, Dos Palmas Arreceffi Island Resort, Roland Rodriguez, Esperanza Butikofer, Cautit Bay Development Corp, and Ten Knots Development Corporation. The said holders in Palawan are requesting for the deferment of the imposition of the increase in Annual Government Share (AGS) due to Covid 19 Pandemic.

Be informed that the DENR Central Office thru the Policy and Planning Service, Legal Affairs Service, FMB, BMB and LMB are jointly crafting policy/guidelines on the "Collection of Fees and Charges from Tenure Instruments Holders during the Covid 19 Pandemic". This guidelines is being prepared as DENR support to businesses like tourism industry that are being affected by Covid 19.

In this regard, kindly coordinate with the above-cited FLAgT Holders and inform them of this initiative of the DENR.

FOR INFORMATION AND CONSIDERATION, PLEASE.


MARCIAL C. AMARO, JR., CESO III

Copy furnished:

Office of the Undersecretary for Field Operations and Environment

2147552635 *1C-14971*

Sender: Salvacion Atellano, et al.
 Address: Starfish Island, Puerto Princesa
 SUBJECT: Ltr dtd 11-16-2021 Request for Deferment of increase in Annual Government Share under DAO NO. 2004-28 Due to COVID-19 Pandemic

Addressee (s) Office of the Director
 cc Addressee

ROUTING SLIP				
FROM	DATE/TIME RECEIVE	FOR/TO	TIME RELEASE	ACCEPTANCE REMARKS/ACTION REMARKS
Records	11/24/2021 2:50 pm	OD		
		<i>For. State 11/26/21</i> <i>FROM</i>		<i>For comments & further action pls.</i> <i>Princo.</i> <i>/mgl</i>
		<i>FLMBS</i>	<i>11/29</i>	<i>For evaluation & appropriate action. May I know if DENR-LAS already submitted their legal opinion on this kind of request. If not, kindly call for technical meeting with them so that we will be guided on action to be taken in this request & all other cases similarly situated. Thank</i> <i>— ay</i>
			<i>Unit. 11/29</i>	<i>For a/c. ph. in</i>

FOREST MANAGEMENT BUREAU
RECEIVED
 NAME: *[Signature]*
 DATE: *11/24*
 TIME: *4:55*
 FOREST RESOURCES MANAGEMENT DIVISION

FOREST MANAGEMENT BUREAU
RECEIVED
 NAME: *[Signature]*
 DATE: *11-26-21*
 TIME: *3:45 PM*
 RECORDS UNIT

FOREST MANAGEMENT BUREAU
RECEIVED
 NAME: *Wah*
 DATE: *11-25-21*
 TIME: *[Blank]*
 FOREST LAND-USE & ALLOCATION SECTION



Republic of the Philippines
Department of Environment and Natural Resources
Document Action Tracking System
Document Routing Slip

Document No: DENRCO - AS RMD-2021-029788 Print Date: Friday, November 19, 2021
Sender: SALVACION ARELLANO/ VINCENT B. MIGALLOS ET. AL.
Address: STARFISH ISLAND, STA. LOURDES, PUERTO PRINCESA CITY, PALAWAN
Subject: LETTER DTD 11/16/2021 REQUEST FOR DEFERMENT OF INCREASE IN ANNUAL GOVERNMENT SHARE UNDER DAO NO. 2004-28 DUE TO COVID-19 PANDEMIC
Addressee(s): Office of the Secretary (DENRCO - OSEC)
CC Addressee(s):
Date/Time Received: 11/19/2021 08:18:00 AM

ROUTING AND ACTION INFORMATION				
FROM	DATE/TIME RECEIVED	FOR/TO	DATE/TIME RELEASED	ACCEPTANCE REMARKS/ACTION REQUIRED/TAKEN REMARKS/STATUS
	11/19/2021 08:19:10 AM	DENRCO - AS RMD		
DENRCO - AS RMD		DENRCO - OSEC	11/19/2021 08:19:18 AM	

NA 11/19/21

OUEOE 11/22/21 requesters need for your opinion and proper action please.

Handwritten:
OUEOE



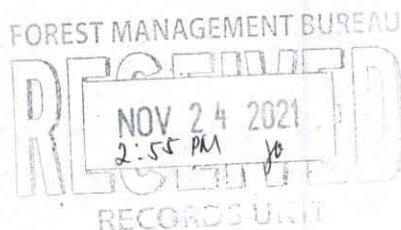
Office of the Secretary

Received by: 11/23
Date:

FMR

Sir:
Per request, for production, please.
Thank you.

Handwritten: 11/23/21



Handwritten: 38/147

NOV 21 2021

Handwritten: FMR - 6

16 November 2021

Hon. Secretary Roy A. Cimatu
Department of Environment and Natural Resources
Visayas Avenue, Diliman
1100 Quezon City



Attention: **Hon. Ma. Lourdes G. Ferrer, CESO III**
Regional Executive Director
DENR MIMAROPA

Re: Request for Deferment of Increase in Annual Government Share Under DAO No. 2004-28 Due to COVID-19 Pandemic

Dear Sir/Madam:

We represent a broad coalition of holders of Forest Land Use Agreement for Tourism Purposes ("FLAGT") in Palawan and we are writing your good office to request for a deferment of the imposition of the increases in Annual Government Share (AGS) under our FLAGTs due to the COVID-19 pandemic.

Section 16 of DENR Administrative Order (DAO) No. 2004-28, as amended by the relevant provisions of DAO No. 2021-02, provides that the AGS for FLAGTs shall be five percent (5%) of the most recent zonal value of the commercial zone within the barangay, or the nearest and adjacent barangay within the municipality, and a revaluation shall be undertaken every five (5) years thereafter.

Recently, all of the undersigned have received from the Office of the Regional Executive Director, MIMAROPA Region, letters of revaluation of the AGS based on the 2017 BIR zonal valuations of the respective barangays where the areas subject of our FLAGTs are located. We note that with the recent revaluation, an increase of varying and staggering percentages from the previous AGS shall be implemented.

As you are well aware, the World Health Organization has officially declared a pandemic due to COVID-19, and has brought about national and local governmental rules and regulations imposing strict community quarantine and restrictions on movement and conduct of business within the Philippines and in Palawan. The undersigned FLAGT holders were not spared from its deleterious effects, especially since the tourism industry is one of the industries hardest hit by the pandemic.

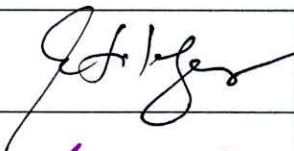


Given also Presidential Proclamation 1218 dated 10 September 2021, attached hereto as Annex A, where the President of the Philippines officially "*declared State of Calamity throughout the Philippines for a period of one (1) year, effective 13 September 2020 to 12 September 2021 due to COVID-19*" and the accompanying continued and continuing dearth or absence of tourism activities in Palawan, we respectfully request that the DENR defer the imposition of the increases of AGS for all affected FLAGT holders until the lifting of such state of calamity, or the lifting of any applicable community quarantine in Palawan due to the COVID-19 pandemic, whichever comes later.

Thank you very much for your consideration and support.

Very truly yours,

Starfish Island Resort (represented by Salvacion Atellano)	FLAgT No. 02-2008	Starfish Island, Sta. Lourdes, Puerto Princesa City, Palawan	<i>L.B. Atellano</i>
Dos Palmas Arreceffi Island Resort (represented by Vincent B. Migallos)	FLAgT No. 10-2010	Arreceffi Island, Barangay Manalo, Puerto Princesa City, Palawan	<i>[Signature]</i>
Roland F. Rodriguez	FLAgT No. 08-2010	Arena Island, Barangay Panacan, Narra, Palawan	<i>[Signature]</i>

EMELIE L. ~~PREAGA~~ FLAGT NO. 11302030-0002
Post Partner
San Vicente
Jablon
[Signature]
214755 2635

Esperanza D. Butikofer	FLAgT No. 07-2010	Albeguen Island, Brgy. Port Barton, San Vicente, Palawan	
Bacuit Bay Devt. Corp. (represented by Mariglo I. Laririt)	FLAgT Nos. DENR 4B 12312029-2 12312029-3 123120294	Apulit Island, Brgy. Maytegued, Taytay, Palawan	
Ten Knots Philippines, Inc./ Ten Knots Devt. Corp. (represented by Mariglo I. Laririt)	FLAgT No. DENR 4B 11302030-0005	Miniloc Island, Brgy. Bebeladan, El Nido, Palawan	
	FLAgT No. DENR 4B 11302030-0008	Lagen Island, Brgy. Aberawan, El Nido, Palawan	
	FLAgT No. DENR 4B 11302030-0009	Pangulasian Island, Brgy. Bebeladan, El Nido, Palawan	
	FLAgT No. DENR 4B 11302030-0010	Cadlao Island, Brgy. Buena Suerte, El Nido, Palawan	

cc: Mr. Eriberto B. Saños
PENRO
Brgy. Sta Monica
Puerto Princesa, Palawan