



Republic of the Philippines  
Department of Environment and Natural Resources

**Region IV- MIMAROPA**  
**COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE**

Barangay III (Poblacion), Roxas, Palawan  
Contact No. 09171606578 / 09175028647  
Email address: [cenroroxaspalawan@denr.gov.ph](mailto:cenroroxaspalawan@denr.gov.ph)

July 22, 2022

**MEMORANDUM**


**FOR** : The PENRO  
Sta. Monica, Puerto Princesa City, Palawan

**FROM** : The CENRO  
Roxas Palawan

**SUBJECT** : **REPORT ON THE ILLEGAL EXTRACTION OF SAND AND GRAVEL MATERIALS AGAINST 'YURICH BUILDERS AND CONSTRUCTION' IN THE MUICIPALITY OF ROXAS, PALAWAN**

Respectfully forwarding the memorandum report of our MGB Embedded Personnel dated 14 July 2022 regarding the above-cited subject.

For your action and recommendation.

  
PABLO L. CRUZ

Cc:

- The Regional Director**  
Mines and Geosciences Bureau – MIMAROPA Region
- The Regional Executive Director**  
Department of Environment Natural Resources – MIMAROPA Region
- The Provincial Mining and Regulatory Board**  
Province of Palawan
- The Executive Director**  
Palawan Council for Sustainable Development

DENR-CENRO ROXAS  
**RELEASED**  
DATE: JUL 22 2022  
BY:   
DOC. NO. 2022-07-1155



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July 14, 2022

**MEMORANDUM**

**FOR** : The CENR Officer  
Community Environment and Natural Resources Office  
Roxas, Palawan

**FROM** : The Undersigned

**SUBJECT** : **REPORT ON THE ILLEGAL EXTRACTION OF SAND AND GRAVEL MATERIALS AGAINST 'YURICH BUILDERS AND CONSTRUCTION' IN THE MUICIPALITY OF ROXAS, PALAWAN**



**Background Information**

A complaint on '103.1 Brigada News FM - Palawan' by a concerned citizen in Brgy. Nicanor Zabala on the alleged extraction of sand and gravel materials, and an active extraction in Brgy. Dumarao sighted by the Cenro-Roxas' Forest Rangers (assigned in Sector 2) was brought to the attention of the undersigned.

In coordination with the PCSD, a four-man team was assembled. The undersigned, together with Mrs. Rhoda Roque, Mrs. Cristy Rodriguez Malirong and Mr. Mark Ace Dela Cruz investigated the matter at hand on 06 July 2022.

**Findings and Observation**

1. On 10<sup>th</sup> April, 2022 the undersigned together with PMRB personnel, Mr. Phing Evio, Mr. Pio Viray and Mr. Marvin Dacacin intercepted and seized one dump truck hauled with 16 cubic meters of Sand and Gravel materials with corresponding plate number of NBP 2816.
2. The seized conveyance is owned by Yurich Builders and Construction (Photo 1). A seizure receipt was issued by the undersigned. (Annex 1a and 1c).



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3. The undersigned entrusted the custody to Brgy. Nicanor Zabala.
4. The undersigned then recommended an issuance of Cease and Desist Order based on the field findings on the written 'Report on the apprehended conveyance owned by Yurich Builders & Construction loaded with sand and gravel materials in Brgy. Nicanor Zabala, Roxas, Palawan, dated April 11, 2022.
5. PMRB issued a Release Order dated April 11, 2022 for the Apprehended Vehicle in Brgy. Nicanor Zabala. (Annex 1c)
6. On July 5, 2022, Forest Rangers assigned on Sector 2 reported to the undersigned that an extraction of SAG materials on Barbacan river near the Dayadante bridge located in Brgy. Dumarao was being conducted by Yurich Builders and Construction (Photo 2 and 3).
7. The extracted SAG materials are utilized for a government road project according to Mr. Fred Luna. Mr. Luna identified himself as a representative of Yurich Builders.
8. On the same day, PCSD personnel Cristy Malirong informed the undersigned on the interview between **Brigada News FM - Palawan** and a concerned citizen (link: <https://fb.watch/dXPwnC-TBT>) reporting an illegal quarry activity on Brgy. Nicanor Zabala. (Photo 4 and 5)
9. On July 6, the team conducted field verification and investigation on Brgy. Nicanor Zabala. Kagawad Alfredo S. Venturillo accompanied the team in inspecting the of abandoned extraction area.
10. Attached photo shows irresponsible quarry activities by the Yurich Builders & Construction as verified by the team (Photo 6 to 9)
11. There are no valid permittees within the area of Brgy Nicanor Zabala and Brgy. Dumarao wherein the Yurich Builders & Construction are extracting SAG materials.





## FINDINGS AND RECOMMENDATIONS

1. Based on the field findings, Yurich Builders and Construction was found to be in violation of Section 103 of RA 7942, otherwise known as the Philippine Mining Act of 1995, which provides:

*Section 103. Theft of Minerals – Any person extracting minerals and disposing the same without a mining agreement, lease, permit, or license or steals minerals or ores or the products thereof from mines or mills or processing plants shall, upon conviction, be imprisoned from six (6) months to six (6) years to pay a fine from Ten thousand pesos (P 10,000.00) to Twenty thousand pesos (P 20,000.00), or both at the discretion of the appropriate court. In addition, he shall be liable to pay damages and compensation for the materials removed, extracted, and disposed of.*

**A Cease and Desist Order** must be issued to affect the same

2. The increasing trend for the demand of sand and gravel materials utilized for construction and maintenance of roads and other infrastructures can pose a negative environmental impact if the extraction is unmonitored, done excessively and irresponsibly.
3. The Barangay Officials of Nicanor Zabala and Barangay Dumarao are advised to monitor and police extractions of sand and gravel operation within their area of jurisdiction and report any illegal activities to the MGB-Embedded personnel of CENRO-Roxas.
4. The Provincial / Local Government of Palawan is recommended to secure a Government Gratuitous permit in such government projects wherein there is a need for SAG materials.



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For the CENRO'S consideration and further instruction

**DOMINIK L. ECHANO**  
Science Research Specialist II



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### PHOTO DOCUMENTATION



Photo 1. Apprehended Conveyance with Plate Number NBP 2816 owned by Yurich Builders & Construction on April 10, 2022







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Photo 2 and 3. Ongoing extraction and hauling by Yurich on Brgy. Dumarao  
(Photo taken by Forest Rangers conducting field monitoring)







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Photo 4 and 5. Screen Grab from the interview of Brigada News FM with the concerned citizen of Brgy. Nicanor Zabala.







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Photo 6 and 7. (1<sup>st</sup> location) Abandoned extracted area in Brgy. Nicanor Zabala.







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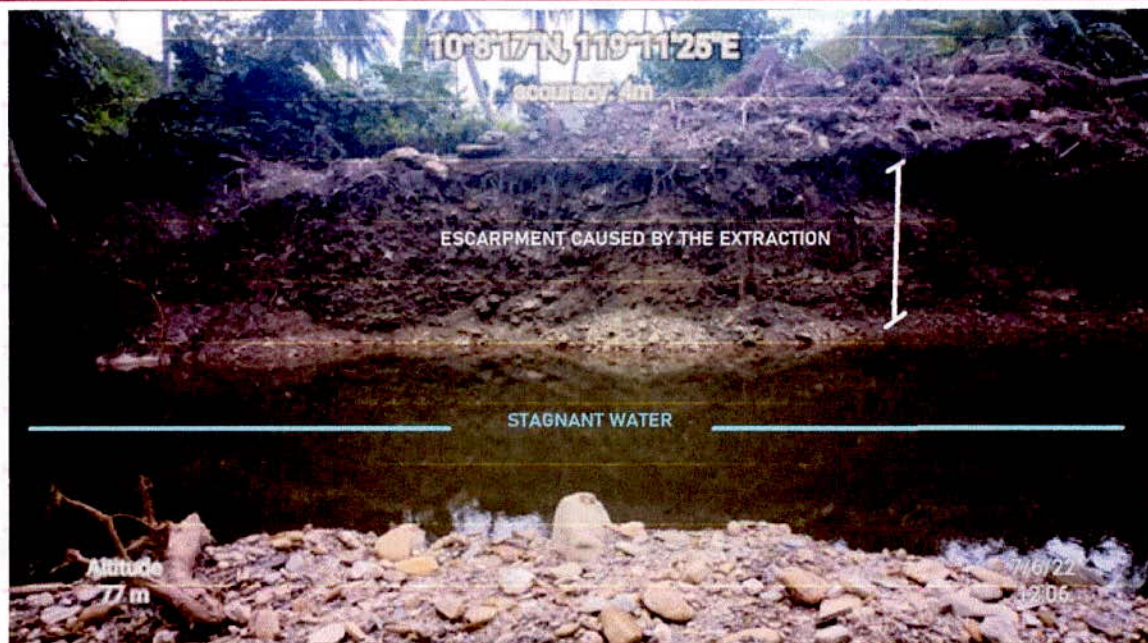


Photo 8 and 9. 2<sup>nd</sup> location of abandoned area of illegal extraction of SAG materials (in Marirong River, located upstream of the 1<sup>st</sup> location) in Brgy. Nicanor Zabala





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**ANNEX**

Republic of the Philippines  
Provincial Government of Palawan  
**PROVINCIAL MINING REGULATORY BOARD (PMRB)**  
Puerto Princesa City

**RECEIPT FOR CONFISCATED/SEIZED MINERALS, MINERAL PRODUCTS, TOOLS,  
EQUIPMENT AND CONVEYANCES PURSUANT TO DAO 34-00**

Important: Confiscated or seized articles found in the possession of Approaching  
Officers not listed in this form shall be deemed illegally possessed and  
shall subject the possessor to criminal and administrative action.

QUANTITY	UNIT	DESCRIPTION	ESTIMATED VALUE
10	Cubic	Sand and Gravel	
1	Truck	Plate # NRD 7110	

We certify that the above-stated articles were seized/confiscated in  
Municipal Lot #10 on April 10, 2016 at 5:40 pm  
(Place of Approaching) (Date) (Time)

Owner's Name: Vanilla Red Inc.  
Signature: \_\_\_\_\_  
Address: \_\_\_\_\_

[Signature]  
Engr. Jerome L. \_\_\_\_\_  
Investigating/Approaching Officer

**WITNESSES:** [Signature]  
Engr. N. F. V. O. R.  
Name and Signature

[Signature]  
Name and Signature

Address: \_\_\_\_\_ Address: \_\_\_\_\_

Received the articles listed above in Green, Manganese, Total  
(Storage Place)


on April 10, 2016 at 5:40 pm  
(Date) (Time)

The same having been seized/confiscated and left in my custody pending further  
investigation by the DENR, Mines and Geo-Science Bureau, Regional Office No. IV,  
I hereby pledge to faithfully keep and protect the said articles from loss or destruction in  
any manner to the best of my ability.

[Signature]  
Engr. S. L. \_\_\_\_\_  
Custodian/Receiving Officer



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Republic of the Philippines  
Provincial Government of Palawan  
**PROVINCIAL MINING REGULATORY BOARD**  
Puerto Princesa City

**SEIZURE RECEIPT**

Date April 10, 2016

**TO WHOM IT MAY CONCERN:**

This items listed below are deemed illegally mined and the equipment and conveyance used in the commission of the offense are hereby confiscated in favor of the government in view of the failure of the apprehend persons (s) to show valid mining permit and/or the transport of the illegally-sourced minerals are not covered by genuine One Transport permit/Delivery receipt in violation of Section 103 RA 7542 (Task of Minerals).

<u>Kind of Minerals</u>	<u>Volume/Quantity</u>
<u>Sand and Gravel</u>	<u>10 cubic m</u>

<u>Equipment/Conveyance used</u>	<u>Plate No.</u>
<u>1 Truck</u>	<u>NBP 2816</u>

*Edmund*  
Edmund, Dominant  
Confiscating Officer

**ACKNOWLEDGMENT**

I acknowledge that the items and equipment/conveyance listed above are actually confiscated for violation of Sect. 103 of RA 7542



*Teddy*  
**TEDDY VITARIN**  
Apprehended Person(s)

Annex 1a and 1b. Seizure Receipt





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 **REPUBLIC OF THE PHILIPPINES**  
**PROVINCIAL GOVERNMENT OF PALAWAN**  
OFFICE OF THE GOVERNOR  
*Provincial Mining Regulatory Board* 


**RELEASE OF EQUIPMENT/MOTOR VEHICLE**

**THE CHAIRMAN**  
Brgy. Nicanor Zabala  
Roxas Palawan

Upon showing full satisfaction with the penalty imposed as proved by **Receipt No. 1059128 K** issued by the Provincial Treasurer's Office, you are hereby ordered to release the following equipment under your custody, to wit:

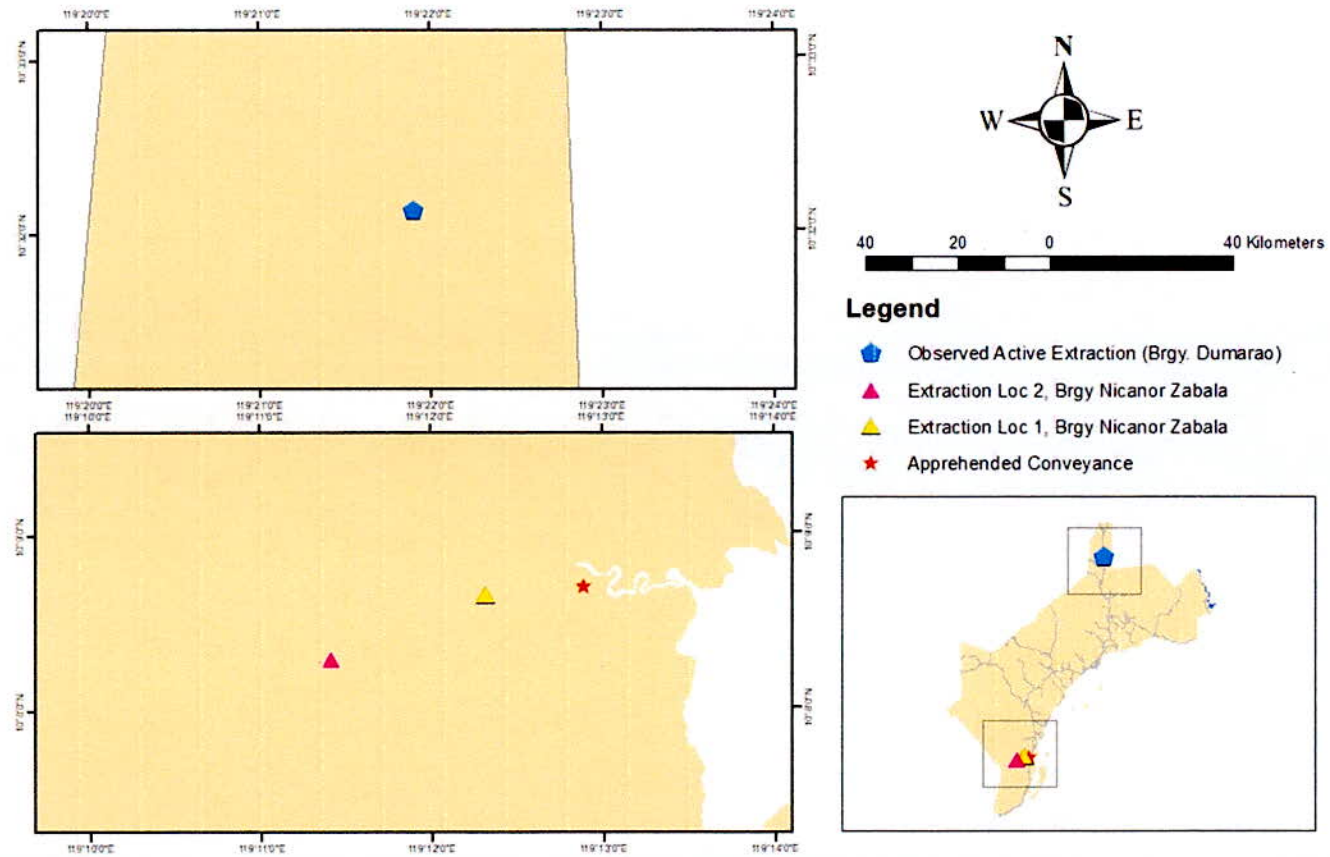
One (1) unit Dump Truck with plate no. **NBP 2816** which was apprehended last April 10, 2022 at Barangay Nicanor, Roxas, Palawan.

SO ORDERED. This 11<sup>th</sup> day of April 2022 at Puerto Princesa City.

For and by Authority of the Board,  
  
**GILLIAN M. ATIENZA**  
Board Secretary

Annex 1c. Release Order

# Location Map



Annex 2. Location Map