



08 JUL 2022

MR. EFREN TEJADA

Managing Head

Commercial Sand and Gravel Project

Brgy. Poblacion 1, Coron, Palawan

NOTICE OF VIOLATION

Notice is hereby served upon you for undertaking the Commercial Sand and Gravel Project located at Benecan River, Brgy. Decalachao, Coron, Palawan in violation of Section 4 of Presidential Decree No. 1586, otherwise known as the "Philippine Environmental Impact Statement System" based on the inspection conducted by this Office on 30 May 2022.

ACT CONSTITUTING VIOLATION

Findings	Governing Law, Rules and Regulations
Constructing/Operating a sand and gravel project without securing an Environmental Compliance Certificate (ECC). The site of extraction is also within the Busuanga Pasture Reserve. EMB MC 2014-005 provides that Mining and Quarrying Projects (2.1.3 Extraction of Non-metallic minerals such as sand with more than 20,000 MT Annual Extraction rate) are required to secure ECC prior to project implementation	Section 4 of PD 1586 states that " <i>no person partnership or corporation shall undertake or operate any environmentally critical project or operate in an environmentally critical area without first securing an Environmental Compliance Certificate</i> ".

In view of the foregoing, Respondent is hereby directed to submit with the Environmental Management Bureau – MIMAROPA Region (EMB-MIMAROPA) satellite office, at 6th Floor, DENR by the Bay Bldg., 1515 Roxas Blvd., Ermita, Manila, a notarized position paper within **fifteen (15) days** upon receipt hereof, why no penalties in an amount not to exceed **FIFTY THOUSAND PESOS (P50,000.00)** should be imposed against you pursuant to Section 9 of P.D. 1586 and Section 16b, Article IV of DENR Administrative Order No. 2003-30. Furthermore, all activities and/or operations are hereby ordered suspended unless and until an Environmental Compliance Certificate has been secured from this Office.

Furthermore, all quarrying/extraction activities are hereby ordered **SUSPENDED** until and unless an Environmental Compliance Certificate has been secured from this Office

Failure to submit the required position paper within the reglementary period shall be considered by this Office as a waiver of your right to be heard and

present evidence on your behalf. Thus, the case will be resolved according to the available documents on record.

The **Chief, Provincial Environmental Management Unit-Palawan** or her duly authorized representative is directed to serve this order within seventy-two (72) hours from receipt hereof. A report shall likewise be submitted to the undersigned within forty-eight (48) hours upon execution thereof stating the proceedings taken therein.


JOE AMIL M. SALINO
Regional Director



Copy furnished:

Provincial Environmental Management Unit-Palawan
DENR Compound, Brgy. Sta. Monica, PPC, Palawan

The Regional Executive Director
DENR MIMAROPA

The Regional Director
MGB MIMAROPA

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