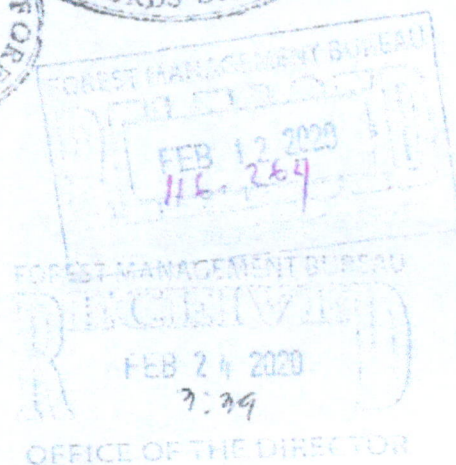
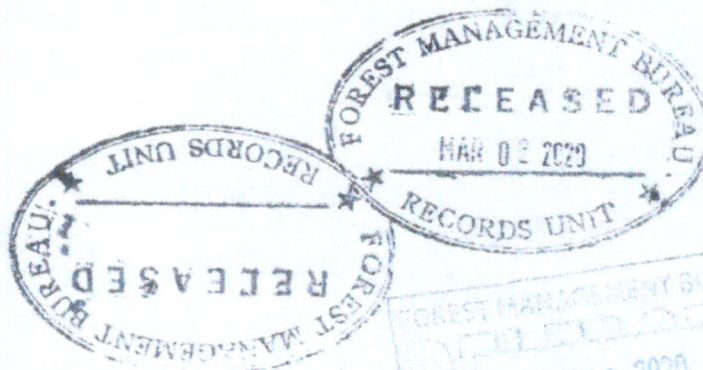


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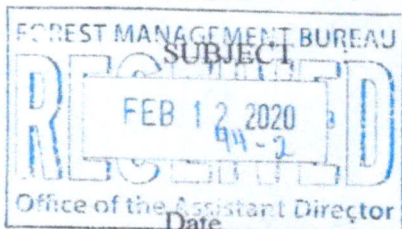


MEMORANDUM

FOR : The Regional Executive Director
DENR Region IV-B, MIMAROPA
1515 L&S Bldg., Roxas Boulevard,
Ermita, Metro Manila

THRU : The OIC-PENR Officer
Marinduque

FROM : The OIC Director



SUBJECT: REQUEST FOR STATUS OF OLPLA NO.2 (BODEGA AND PORT FACILITIES) OF MARCOPPER MINING CORPORATION COVERING 17.655 HECTARES IN BALOGO, STA. CRUZ, MARINDUQUE

MAR 02 2020

This refers to the memorandum of the PENRO of Marinduque dated November 27, 2019 addressed to the Director of FMB requesting for the status of Other Lawful Purposes Lease Agreement (OLPLA) for Bodega and Port Facilities FMB No. 2 issued to Marcopper Mining Corporation (MMC) covering 17.655 hectares in Barangay Balogo, Sta. Cruz, Marinduque.

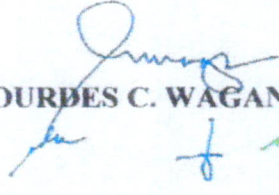
In reference to the said request available documents from this Office regarding the above-mentioned OLPLA were reviewed and disclosed the following:

- MMC was issued an OLP (Bodega and Port Facilities) Permit on February 1968 with duration of one year. Upon its expiry one year after, said permit was converted to OLPLA with a duration of 25 years to expire on June 30, 1994;
- Prior to the expiration of the subject OLPLA, the holder applied for renewal on September 09, 1993. Renewal application was endorsed by the Director of FMB per Memorandum dated January 15, 1996 together with the draft OLPLA (signed by the applicant and notarized) for the approval of then DENR Secretary Victor O. Ramos;
- While the OLPA is in process MMC paid the annual rentals for CY 1996 and 1997 as evidenced by copies order of payments and receipts;
- Letter dated June 21, 2000 addressed to MMC from the FMB Director requesting for the payment of annual rentals and arrears for CY 1998, 1999 and 2000 in the amount of P2, 362,983.22. However, there is no available document from this office to show that MMC paid the said amount.

- Letter dated January 23, 1997 from T. C. Gabor of MMC informing the FMB that the corporation did not receive any copy of the OLPLA duly signed by the DENR Secretary;
- Memorandum dated March 11, 1998 addressed to the Undersecretary for Legal, Legislative Affairs and Attached Agencies from the FMB informing DENR Central Office that the MMC is continuously occupying the area without an approved tenure; and
- The FMB has on file copy of the subject OLPLA but not duly signed by the DENR Secretary, hence deemed disapproved.

Relative thereto, we wish to furnish DENR MIMAROPA Region of the above-mentioned documents for information and reference should there be necessary needed action on the matter.

FOR APPROPRIATE ACTION.


LOURDES C. WAGAN, CESO IV

Copy furnished:

The Undersecretary for Field Operations, Enforcement and Muslim Affairs

