



Republic of the Philippines
Province of Occidental Mindoro
MUNICIPALITY OF ABRA DE ILOG

OFFICE OF THE MUNICIPAL MAYOR

ABRA DE ILOG MAMBURAO STA. CRUZ SABLAYAN PALUAN

Act Small Scale Mining Cooperative (AMSSP ActCo)

Brgy. Poblacion Abra de Ilog, Occidental Mindoro

Email: jhunjhun_alcober@yahoo.com

Mr. Hanibal P. Timbal, *Chairman/CEO*

X-----X

CEASE AND DESIST ORDER

ABRA DE ILOG MAMBURAO STA. CRUZ SABLAYAN PALUAN Act Small Scale Mining Cooperative (AMSSP ActCo) is a Cooperative registered with the Cooperative Development Authority as held out by its President and CEO Mr. Hanibal P. Timbal.

On 21 February-2022, AMSSP ActCo appeared at the Office of Sangguniang Bayan of Abra de Ilog, Occidental Mindoro. On the said meeting the Cooperative presented to the body their intent or proposal to conduct quarrying activities which includes extraction of sand and gravel and armor rocks from Matabang River, located at Brgy. Lumangbayan, this municipality. In addition, the proponent claimed that they were the supplier of Goldrich Construction, the contractor of Abra de Ilog Port reclamation and modernization project. Likewise, the proponent cooperative has submitted copies of their proposal for the analysis and reference of the LGU.

The said meeting was attended by LGU technical personnel, and that questions were raised during their presentation. In the interpellation however, questions from the LGU technical team were not answered such as, the source of their baseline data, particularly on claims of flooding and siltation of the river, as presented by the proponent cooperative. No applications, plans, consultations and acceptability of affected communities were conducted or even commenced.

An examination of the submitted documents, and contrary to the claim of proponent cooperative, it was found out that Quarry Permits submitted by the proponent cooperative were NOT intended for Matabang River but covered various quarry areas situated in other rivers/ locations in the municipality, to wit;

Permitee	Quarry Activity	Location
West Mindoro Pebbles Cooperative (Carmelo Tupas)	Pebble Picking	Sitio Bugtong to Maayas to Lawaan Brgy. Udalo
Minerva Tupas	Sand & Gravel & Boulders Extraction	Udalo River, Brgy. Udalo, Abra de Ilog, Occ. Mindoro
Raymundo Sepillo	Sand and Gravel Extraction	Lawaan River, Brgy. Udalo/Lumangbayan

While their application is still pending and in the absence of any valid permit, clearances, public consultation for the Matabang River extraction, the proponent cooperative commenced their activities last March 6, 2022 at Matabang River, Bgy. Lumangbayan, Abra de Ilog, Occidental Mindoro.

Because of such acts, in violation of established environmental protection procedures, disrespect for authority and community consensus, ABRA DE ILOG MAMBURAO STA. CRUZ SABLAYAN PALUAN Act Small Scale Mining Cooperative (AMSSP ActCo) violated the provisions of Section 43 of RA 7942 (An Act Instituting A New System Of Mineral Resources Exploration, Development, Utilization And Conservation), for which they and any persons acting in their behalf may be held liable.

WHEREFORE, premises considered, and pursuant to Sec. 444 of the Local Government Code, the proponent ABRA DE ILOG MAMBURAO STA. CRUZ SABLAYAN PALUAN Act Small Scale Mining Cooperative (AMSSP ActCo) and any and all persons acting in their behalf performing preparatory works such as road construction in the intended extraction site is hereby **ORDERED to CEASE and DESIST** until further notice; and, they are further ordered to explain within ten (10) days from receipt hereof why no complaint for violation of said law should be filed against them.

The Abra de Ilog Municipal Police Station, Philippine National Police and the *Punong Barangay* of Barangay Lumangbayan, is hereby directed to serve and execute this Order within forty-eight (48) hours from receipt hereof. A report shall likewise be submitted to the undersigned within twenty-four (24) hours from execution stating the proceedings undertaken.

SO ORDERED.

Abra de Ilog, Occidental Mindoro, March 7, 2022


ERIC A. CONSTANTINO
Municipal Mayor

Copy Furnished:

Abra De Ilog Mamburao Sta. Cruz Sablayan Paluan Act Small Scale Mining Cooperative (AMSSP ActCo)
Brgy. Poblacion, Abra de Ilog, Occidental Mindoro

The MIMAROPA Regional Directors of the
DENR, DILG, DPWH, OCD, NCIP
PENRO
District Engineer, DPWH
Provincial Director, DILG
Provincial Director, PNP
Provincial Director, NCIP
Abra de Ilog Municipal Police Station