



MEMORANDUM

FOR : The Regional Executive Director
DENR MIMAROPA Region
1515 L&S Bldg., Roxas Blvd.
Ermita, Manila

THRU : The PENR Officer
DENR-PENRO Palawan
Santa Monica, Puerto Princesa City
Palawan

FROM : The CENR Officer
CENRO Calamianes Islands

SUBJECT : **REPORT ON THE CONDUCT OF INVESTIGATION
REGARDING THE REPORTED ALLEGED ILLEGAL
ACTIVITY IN BRGY. SAGRADA, BUSUANGA, PALAWAN
WITHIN THE BPR**

DATE : MAY 13 2022

Respectfully forwarded is the investigation report of the BPR Management Office regarding the investigation conducted on illegal activity in Brgy. Sagrada, Busuanga, Palawan within BPR.

Based on the report, the following findings and recommendations were disclosed:

1. During the conduct of the field investigation, it was found that the kaingin area allegedly owned by Mr. Delos Santos occupied a parcel of a lot within the BPR with an approximate area of 21, 636 square meters or 2.16 hectares, documentation also shows that there is an increase in the coverage of kaingin as compared to the previous activity.
2. Based on the results of the investigation, the area of the kaingin is inside the Busuanga Pasture Reserve pursuant to Presidential Proclamation No. 1387 issued in 1975. This Proclamation is an established fact that the Busuanga Pasture Reserve is government property. While it indicates a proviso "subject prior to private rights".
3. The said unlawful activity violates Section 77 "*Cutting, Gathering and/ or collecting Timber or other Forest without License*" of P.D. 705 as amended and in violation of Section 78 "*Unlawful Occupation or Destruction of Forest Lands and Grazing Lands – Any person who enters and occupies or possesses, or makes kaingin for his own private use or for others, any forest land or grazing land without authority*"

under a license agreement, lease, license or permit, or in any manner” of P.D.705 as amended.

Recommendations

1. Send a communication letter addressed to Mr. Silvestre Delos Santos and other personalities involved regarding existing laws and regulations pertaining to the parcel of land they occupied siting Presidential Proclamation 1387 issued in 1975 and the violation they have committed the unlawful occupation violates Section 78 of P.D. 705. Furthermore, inquire about the above personality's legal documents on their occupation in the said area.
2. It is also recommended that Ms. Cabarino, Mr. Delos Santos, and Kagawad Alarcon with the representative of the National Commission on Indigenous Peoples (NCIP) will be invited by the Office for a dialogue/ meeting regarding this matter.
3. Regular patrol within the subject areas using Lawin Monitoring and Patrolling to deter illegal activity observed at the subject place.

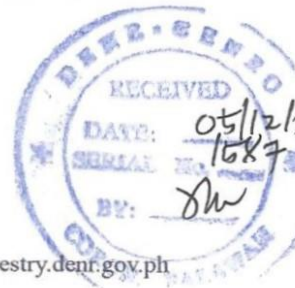
For the Regional Executive Director's information and record.


ARNOLDO A. BLAZA, JR.





Republic of the Philippines
Department of Environment and Natural Resources
FOREST MANAGEMENT BUREAU
Visayas Avenue, Diliman, 1100 Quezon City
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E-mail Address: fmb@denr.gov.ph Website: <https://www.forestry.denr.gov.ph>



MEMORANDUM

FOR : The CENR Officer
CENRO Calamianes Islands
Coron, Palawan

FROM : The Undersigned, BPR Management Office

SUBJECT : **REPORT ON THE CONDUCT OF INVESTIGATION
REGARDING THE REPORTED ALLEGED ILLEGAL
ACTIVITY IN BRGY. SAGRADA, BUSUANGA, PALAWAN
WITHIN THE BPR**

DOCUMENT
ATTACHED : 1. Photo Documentation
2. Map

DATE : MAY 12 2022

Forest Management Bureau
BPR MANAGEMENT OFFICE
RELEASED

Date: 05-12-2022

By: S. 16/88/3

Ref. Code: IA0180

In compliance with Travel Order No. 2022-084 dated April 28, 2022, respectfully submitted is the report of the BPRMO personnel regarding the conduct of investigation on the reported alleged illegal activity in So. Kiwit, Brgy. Sagrada, Busuanga, Palawan within the BPR.

Reference

On March 2022 it was observed by the undersigned that there is an increase in the coverage of kaingin as compared to the previous activity So. Kiwit. Also, there is a report from one of the residents of So. Kiwit to the BPRMO personnel with regards to the alleged illegal activity in So. Kiwit, Brgy. Sagrada, Busuanga, Palawan within the BPR.

Field Investigation

Onsite of the investigation, the undersigned documented the extent of the kaingin activity in So. Kiwit, Brgy. Sagrada, Busuanga, Palawan. Some personnel gathered GPS readings of the perimeter of the parcel land which will be used later in mapping the whole area occupied and to further determine the area coverage of the parcel lot. The undersigned observed that there is an increase in the coverage of kaingin as compared to the previous activity. Also, no person was present on-site during the investigation. Thus, the undersigned proceeded to the Brgy. Sagrada to gather information about the reported kaingin activity.

According to Barangay Secretary Gema Cabarino, a certain Mr. Silvestre Delos Santos is the owner of the area and a member of a certain group of Katutubo that was doing kaingin activity. However, Ms. Cabarino did not give further information, instead, she gave the name of the person who knows and can give details regarding the said activity in the subject area, a certain Kagawad Liberato Alarcon. She also gave her contact number to the undersigned.

Since a certain Mr. Delos Santos and Kagawad Alarcon were not around during the investigation, the undersigned advised Ms. Cabarino that she will be contacted by the Office thru phone call to know when will these certain personalities involved are present in the Barangay and to have further information regarding the reported kaingin activity.

However, on May 5-6, 2022, the undersigned tried to contact Ms. Cabarino thru a phone call but there was no clear response when will Kagawad Alarcon was available to talk. Also, even during the onsite investigation, they refused to give any further information regarding the reported activity.

With this, the undersigned recommends that Ms. Cabarino, Mr. Delos Santos, and Kagawad Alarcon with the representative of the National Commission on Indigenous Peoples (NCIP) will be given an invitation letter by the Office for a dialogue/ meeting regarding this matter.

Findings

1. During the conduct of the field investigation, it was found that the kaingin area allegedly owned by Mr. Delos Santos occupied a parcel of a lot within the BPR with an approximate area of 21, 636 square meters or 2.16 hectares, documentation also shows that there is an increase in the coverage of kaingin as compared to the previous activity.
2. Based on the results of the investigation, the area of the kaingin is inside the Busuanga Pasture Reserve pursuant to Presidential Proclamation No. 1387 issued in 1975. This Proclamation is an established fact that the Busuanga Pasture Reserve is government property. While it indicates a proviso "subject prior to private rights".
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Recommendations

1. Send a communication letter addressed to Mr. Silvestre Delos Santos and other personalities involved regarding existing laws and regulations pertaining to the parcel of land they occupied siting Presidential Proclamation 1387 issued in 1975 and the violation they have committed the unlawful occupation violates Section 78 of P.D. 705.

Furthermore, inquire about the above personality's legal documents on their occupation in the said area.

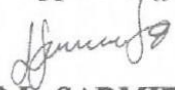
2. It is also recommended that Ms. Cabarino, Mr. Delos Santos, and Kagawad Alarcon with the representative of the National Commission on Indigenous Peoples (NCIP) will be invited by the Office for a dialogue/ meeting regarding this matter.
3. Regular patrol within the subject areas using Lawin Monitoring and Patrolling to deter illegal activity observed at the subject place.

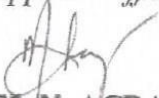
For the CENR Officer's information, reference, and further instruction/s if any.

Noted by:



RICHARD JOHN P. GALAGATE
Project Operations Control Officer


ARCHIE M. AGNES
Office Support Staff/BG

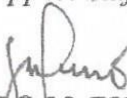

DINDO L. SARMIENTO
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Office Support Staff/BG


GRICILITO G. LAGAO
Office Support Staff/BG


LEONARDO M. PUNO, JR
Office Support Staff/BG


DESIREE YVETTE A. SANDOVAL
Project Development Officer

PHOTO DOCUMENTATION



Figure 1. Front view of the kaingin area at So. Kiwit, Brgy. Sagrada, Busuanga Palawan



Figure 2. Left side view of the kaingin area



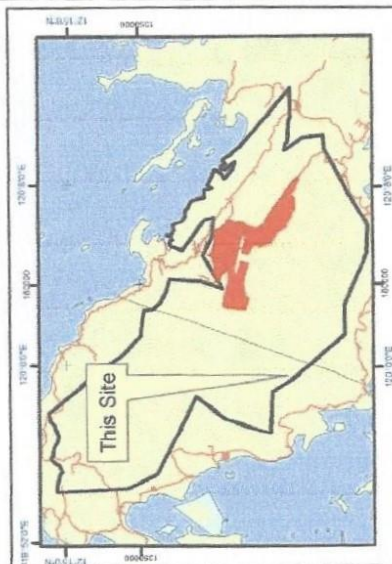
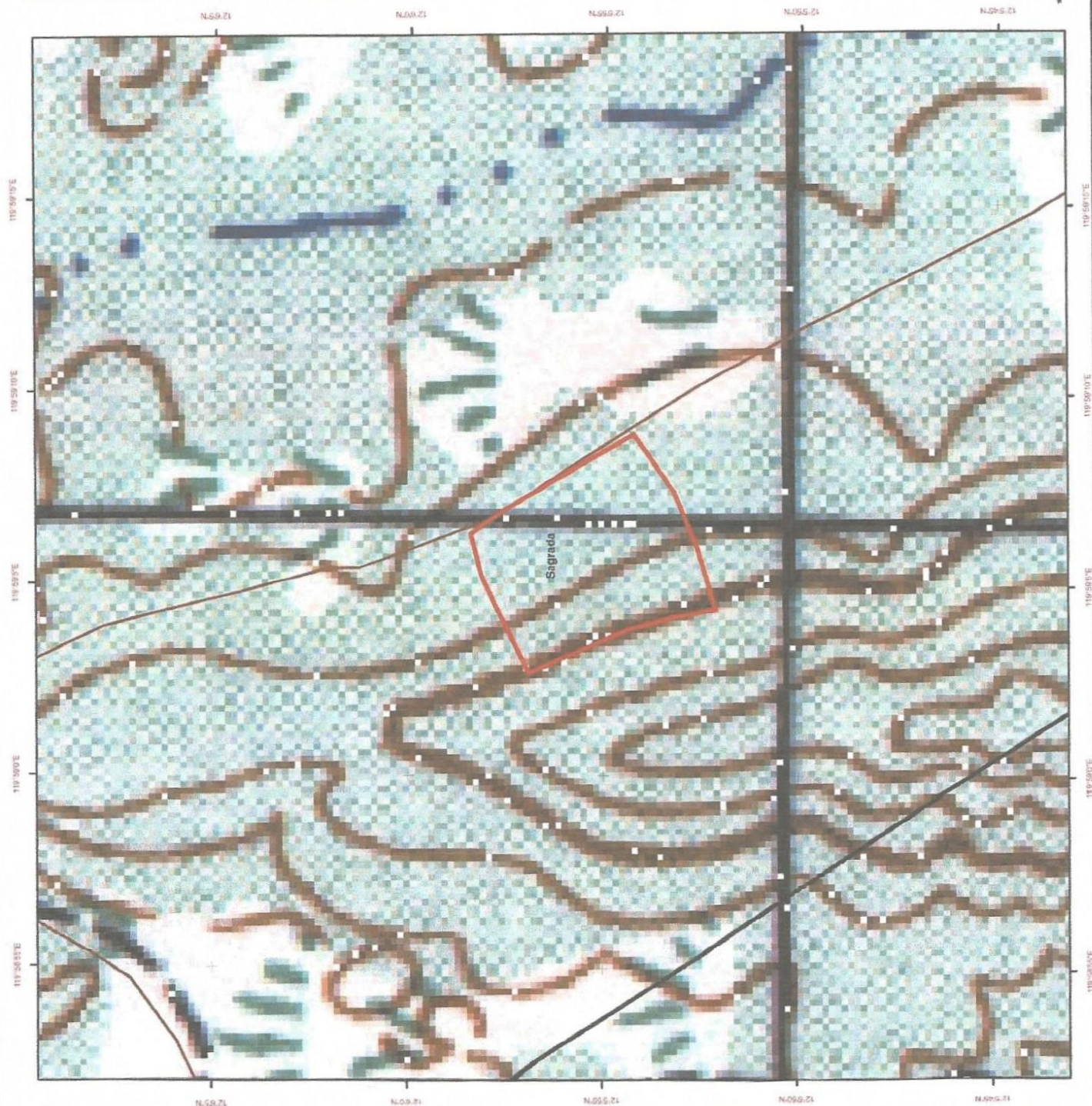
Figure 3. Right side view of the kaingin area



Figure 4. View at the back of the kaingin area



Figure 5. Interview of the undersigned with Barangay Secretary Gema Cabarino near the Barangay Hall



LOCATION MAP SHOWING INVESTIGATED KAINGIN AREA WITHIN THE BPR

LOCATION: Sagrada
Municipality
Palawan

Scale 1:3,000
0 0.025 0.05 0.1 Km

Legend

- Busuanga Pasture Reserve
- Roads
- Kaingin Area 21,636 Sq. m or 2.16 ha

Prepared by: **RICHARD JOHN P. GALAGATE**
POCO BPR MANAGEMENT OFFICE

Projection: Universal Transverse Mercator (UTM), Zone 51N
Horizontal Datum: Luzon 1911

* Note The herein describe/plotted area is subject for precise survey.