



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)

October 04, 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 IN BRGY. STO. TOMAS AND BRGY.  
STA. MARIA, MUNICIPALITY OF DUMARAN,  
PALAWAN**

Respectfully forwarding the memorandum report of our MGB Embedded Personnel dated 27 September 2022 regarding the above-cited subject.

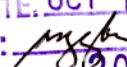
For your action and recommendation.

  
PABLO L. CRUZ

Cc:

**The Regional Executive Director**  
Department of Environment Natural Resources – MIMAROPA Region

**The Regional Director**  
Mines and Geosciences Bureau – MIMAROPA Region

DENR-CENRO ROXAS  
**RELEASED**  
DATE: OCT 04 2022  
BY:   
NO. 2022-10-1497



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September 27, 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 IN BRGY. STO. TOMAS AND BRGY. STA. MARIA, MUNICIPALITY OF DUMARAN, PALAWAN**



**Background Information**

On 20<sup>th</sup> to 24th September, 2022, the Undersigned together with EMB EnMO Mark Joseph Gregas, conducted mining monitoring activities in the Municipality of Dumaran, Palawan.

**Findings and Observation**

1. Several reports of rampant illegal extraction activities in the Municipality of Dumaran were reported to the undersigned. With this, a team of two were assembled along coordination with the MENRO and the Brgy. Officials of Sta. Maria to investigate the veracity of the report.
2. The extraction of sand and gravel in Brgy. Sto Tomas were allegedly spearheaded by the Brgy. Captain himself, Mr. Raul Ustares.
3. These allegations were validated upon the field investigations. The residents loading the SAG materials confirmed this information (Photo 1)
4. Brgy. Captain Carlito B. Gutierrez and Chairman Evelyn Espeloy, accompanied the undersigned and Mr. Gregas on the investigation in Brgy. Sta. Maria.



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5. Sacked Sand and Gravel were observed in several rivers within the Barangay (Photo 4, 5 and 7).
6. No ongoing extractions were observed during the time of investigation.
7. Mr. Ramon Gabo and Mr. Dandy Lumabit were the known perpetrators as disclosed by the Brgy. Captain. Such extractions were informed to the undersigned by the MENRO of Dumaran.

#### **FINDINGS AND RECOMMENDATIONS**

1. There are no active permittees of CSAG in the Municipality of Dumaran particularly in Brgy. Sto. Tomas and Brgy. Sta Maria.
2. Based on the field findings, Mr. Raul Ustares of Brgy. Sto. Tomas, Mr. Ramon Gabo and Mr. Dandy Lumabit of Brgy. Sta. Maria were 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

3. Strict implementation of environmental laws must be incessantly observed by the LGU particularly Mr. Raul Ustares who is the current Brgy. Captain of Sto. Tomas.

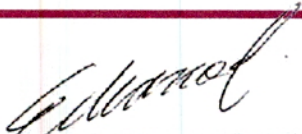
For the CENRO'S consideration and further instruction





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

**PHOTO DOCUMENTATION**



*Photo 1. Residents of Brgy. Sto. Tomas hauling the sand and gravel materials as instructed by Mr. Raul Ustares*





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*Photo 2. Evidence of extraction of sand and gravel in Brgy. Sto. Tomas*



*Photo 3. MGB Embedded Personnel dialogue with Chairman Espeloy on the rampant illegal quarry activities in Brgy. Sta. Maria*





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*Photo 4 and 5. Sacked SAG materials observed in Brgy. Sta. Maria (location 1)*





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*Photo 6. Observed stockpile in Brgy Sta. Maria (location 2)*





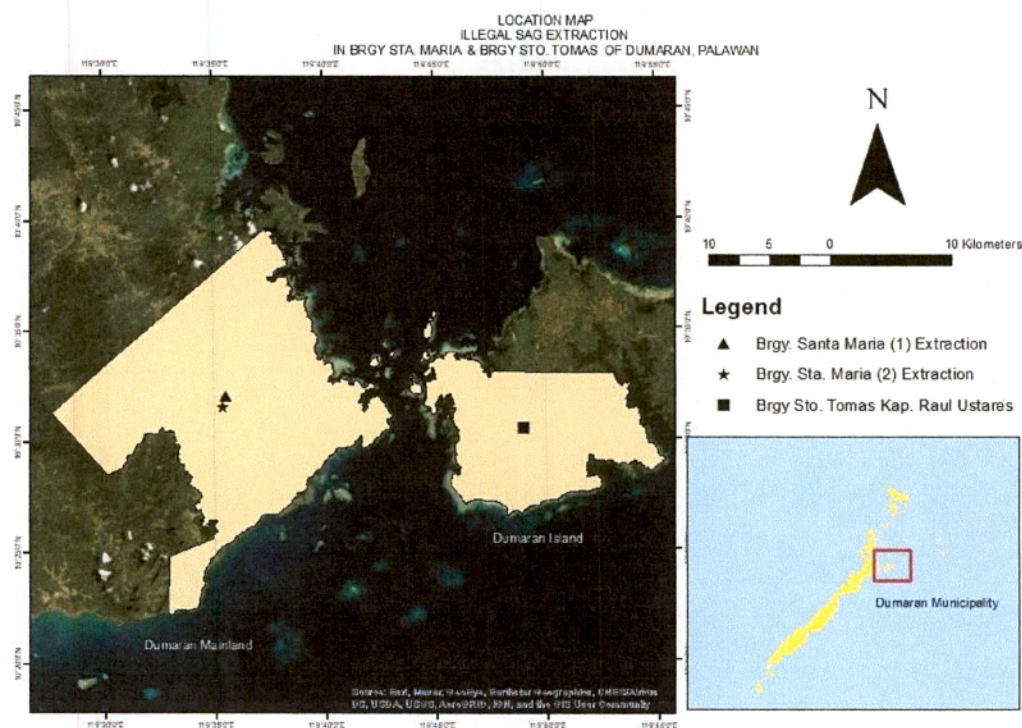


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*Photo 7 and 8. Sacked SAG materials and evidence of extraction in Brgy. Sta Maria, Dumaran (location 2)*



*Figure 1. Location Map*