Republic of the Philippines

Department of Environment and Natural Resources

MIMAROPA REGION

PROVINCIAL ENVIRONMENT AND NATURAL RESOURCES OFFICE Bgy. Sta. Monica, Puerto Princesa City, Palawan Telfax No. (048) 434-8791

Email Add: penropalawan@denr.gov.ph

February 1, 2023

MEMORANDUM

TO: The Community Environment and

Natural Resources Officer

Taytay, Palawan

FROM: The Provincial of Environment and

Natural Resources Officer

SUBJECT: TRANSMITTAL OF THE REPORT FOR CLEARANCE RE:

INVESTIGATION REPORT ON THE AREA APPLIED FOR SURVEY AUTHORITY BY PHILIPPINE RECLAMATION AUTHORITY ON BAY AREA (RECLAMATION SITE) SITUATED

AT BRGY. POBLACION, TAYTAY, PALAWAN

Documents

Attached: Your Memorandum dated January 6, 2023

Actions Desired:

For information and record

For investigation, comment and recommendation

For immediate action and report of compliance

Lacking requirements / Special instructions

This pertains to your memorandum dated January 6, 2022 for the Regional Executive Director requesting clearance on the issuance of survey authority for the above mentioned subject.

Please be informed that issuance of survey authority for reclaimed areas covered by one or more municipalities within a CENRO, the issuing authority is the CENRO pursuant to DAO 2022-10 "Revised DENR Manual of Authorities on Technical Matters" dated May 30, 2022.

FELIZARDO B. CAYATOC

Reference No: 2023-0388 TSD/RPS/SMU Email Address: cenrocoron@denr.gov.ph

DOCUMENT ACTION INFORMATION FORM

Doc. Ref. No.: 2023-0388

Date and Time received:

01/17/2023 02:55:50 pm

From: CONRADO M. CORPUZ

Document Type: Memorandums

CENRO TAYTAY, PALAWAN

Subject: 067 TRANSMITTAL OF THE REPORT FOR CLEARANCE RE INVESTIGATION REPORT ON THE AREA APPLIED FOR SURVEY AUTHORITY BY PHILIPPINE RECLAMATION AUTHORITY ON BAY AREA (RECLAMATION SITE) SITUATED AT BRGY. POBLACION, TAYTAY, PALAWAN

Attachment(s): WITH ATTACHMENTS (1 C	OPY)	Earmarked As :
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Republic of the Philippines

Department of Environment and Natural Resources Region IV- MIMAROPA

COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE

5312 Taytay, Palawan DENR PENRO PALAWAN RECORDS

MEMORANDUM

For : The Provincial Environment and Natural Resources Officer

Brgy. Sta. Monica, Puerto Princesa City. Palawan

FROM : The Community Environment and Natural Resources Officer

Brgy. Poblacion, Taytay, Palawan

SUBJECT : TRANSMITTAL OF THE REPORT FOR CLEARANCE RE:

INVESTIGATION REPORT ON THE AREA APPLIED FOR SURVEY AUTHORITY BY PHILIPPINE RECLAMATION AUTHORITY ON BAY AREA (RECLAMATION SITE) SITUATED AT BRGY. POBLACION, TAYTAY, PALAWAN

DATE : January 6, 2023

Respectfully forwarded is the investigation report of Special Investigator Jones Manoel Y. Lafuente together pertaining to the request of Philippine Reclamation Authority (PRA) on the issuance of Survey Authority on **Bay Area (Reclamation Site)** located in **Barangay Poblacion, Taytay, Palawan** adjacent to Land Classification Map No. 939, Project 9, Block XIV certified on May 21, 1932, pursuant to DENR Memorandum Circular (DMC) No. 2019-10, Section 4.2 item a.

In view hereof, respectfully informed of the following findings on the aforementioned lot being the subject of the request of Philippine Reclamation Authority (PRA), to wit:

- 1. That based on records, the reclamation site was adjacent to **Agricultural Land (Alienable & Disposable)** as per Land Classification Map No. 939, Project 9, Block XIV certified on May 21, 1932, covering an approximate area of 10.00 hectares;
- 2. The implementation of the reclamation site is in line with the Sangguniang Bayan Resolution No. 105-01 dated November 12, 2001, endorsing the Taytay, Palawan Waterfront Development Project Reclamation for Town Expansion Site for funding support under the Local Government Service Equalization Fund (LGSEF). The New Public Market Site reclamation is in accordance with the Sangguniang Bayan Resolution No. 144-A-2003 dated October 27, 2003, covering an area of more or less One (1) hectare under the leadership of former Municipal Mayor Roberto V. Rodriguez;
- 3. In 2012, the Sangguniang Bayan Members imposed Resolution No. 0114-2012 requesting the Hon. Romy L. Salvame –Municipal Mayor to issue a "Status Quo" Order on all activities/construction being undertaken within the reclaimed area;
- 4. The Sangguniang Bayan passed a Resolution No. 123-2017, requesting the Provincial Government through the Sangguniang Panlalawigan to grant the Municipality of Taytay a Resolution interposing no objection to the proposed reclamation development project covering an area of 25 hectares. This is one of the requirements to be secured in preparation for the execution of the Memorandum of Understanding to be entered between the Philippine Reclamation Authority (PRA) and LGU-Taytay, Palawan;
- The LGU-Taytay per Resolution No. 0116-2018, requested Atty. Janilo E. Rubiato General Manager and CEO of PRA to issue Cease and Desist Order (CDO) to the general public on further reclamation building and improvement of structures in the existing reclamation project of Municipality of Taytay;

- 6. A Barangay Resolution No. 075 series of 2022 was also passed by the Barangay Local Government Unit (BLGU) of Poblacion, interposing no objection on the issuance of a Presidential Proclamation declaring the reclaimed land as Alienable and Disposable and no longer needed for public use and on titling in favor of the PRA covering an area of 100,000 square meters;
- 7. The approved Survey Authority is one of the requirements under the PRA Administrative Order (A.O.) No. 2021-01; and
- 8. The Reclamation Area was outside the military reservation and Malampaya Sound Protected Landscape and Seascape (MSPLS) per Presidential Proclamation No. 342 dated July 12, 2000.

Further, this Office recommends the issuance of Survey Authority. Hence, Clearance on the issuance of the same is hereby requested.

For information, consideration, and further instruction.

CONRADO M. CORPUZ

RELEASED

MEMORANDUM

For

The Community Environment and

Natural Resources Officer

From

:

Special Investigator I

Subject

INVESTIGATION REPORT FOR SURVEY AUTHORITY APPLIED BY PHILIPPINE RECLAMATION AUTHORITY ON BAY AREA (RECLAMATION SITE) SITUATED AT

BRGY. POBLACION, TAYTAY, PALAWAN

Date

December 12, 2022

I am submitting this report in compliance with your instruction to conduct an investigation on this application for Survey Authority.

SUBJECT LOT

The subject lot of this investigation is the Bay Area (Reclamation Site) located in Barangay Poblacion, Taytay, Palawan adjacent to with an area of Twenty Nine Thousand Nine Hundred Eighty Nine (29,989) square meters.

CLAIMANT

The claimant of the Reclamation Site is the Municipality of Taytay, Palawan subject to forfeiture proceedings of the Philippine Reclamation Authority (PRA).

PROCEEDING/ACTIVITIES UNDERTAKEN

Upon receipt of your instruction, the undersigned conducted investigation. The following were undertaken:

- The undersigned had made coordination on the scheduled inspection thru Joseph D. Tubale Vice-Chairperson of the Municipal Government of Taytay Reclamation Development Team (MGT-RDT).
- That on November 24, 2022, the undersigned conducted an inspection/investigation on the
 existing and proposed reclamation duly assisted by the MGT-RDT Vice-Chairperson together
 with the Municipal Tourism Officer Joie D. Matillano showing the metes and bounds of the
 Reclamation Site.

FINDINGS/RECOMMENDATION

After the conduct of an investigation, I found the following:

 The implementation of the reclamation site is in line with the Sangguniang Bayan Resolution No. 105-01 dated November 12, 2001, endorsing the Taytay, Palawan Waterfront Development Project — Reclamation for Town Expansion Site for funding support under the Local Government Service Equalization Fund (LGSEF). The New Public Market Site reclamation is in accordance with the Sangguniang Bayan Resolution No. 144-A-2003 dated October 27, 2003, covering an area of more or less One (1) hectare under the leadership of former Municipal Mayor Roberto V. Rodriguez;

1 | Page

- 2. In 2012, the Sangguniang Bayan Members impose Resolution No. 0114-2012 requesting the Hon. Romy L. Salvame –Municipal Mayor to issue a "Status Quo" Order on all activities/construction being undertaken within the reclaimed area;
- 3. Another Sangguniang Bayan Resolution was passed under Resolution No. 123-2017, requesting the Provincial Government through the Sangguniang Panlalawigan to grant the Municipality of Taytay a Resolution interposing no objection to the proposed reclamation development project covering an area of 25 hectares. This is one of the requirements to be secured in preparation for the execution of the Memorandum of Understanding to be entered between the Philippine Reclamation Authority (PRA) and LGU-Taytay, Palawan;
- 4. As per Resolution No. 0116-2018, the LGU-Taytay requested Atty. Janilo E. Rubiato General Manager and CEO of PRA to issue Cease and Desist Order (CDO) to the general public on further reclamation building and improvement of structures in the existing reclamation project of Municipality of Taytay;
- 5. A Barangay Resolution No. 075 series of 2022 was also passed by the Barangay Local Government Unit (BLGU) of Poblacion, interposing no objection on the issuance of a Presidential Proclamation declaring the reclaimed land is Alienable and Disposable and no longer needed for public use and on titling in favor of the PRA covering an area of 100,000 square meters;
- 6. The applied area for Survey Authority is more or less 10.00 hectares, which covers Lot 1 with an approximated area of 61,058 square meters. It covers Lots 16, 17, 18, and 19 of Cad 841-D. An isolated survey was also within Lot 1 corresponding to Lot 16790 an additional Lot of Cad 841-D under F-045320-2397-D surveyed for Marianne P. Bonode covering an area of 4,335 square meters. Lot 2 of the proposed reclamation covers an approximate area of 30,100 square meters. An isolated survey was also included on Lot 2 under Msi-04-045320-773-D surveyed for Melvin F. Sedeste covering an area of 150 square meters. The said isolated surveys are outside the Land Classification Map No. 939, Project 9, Block XIV upon plotting on ArcGIS;
- 7. A total of 255 occupants of the Reclamation Area will be affected, including residential and commercial establishments. 45 respondents (17.6%) out of 255 respondents were not in favor to be relocated, this data/information was based on the submitted data of the BLGU of Poblacion;
- 8. The Reclamation Area is considered unauthorized and illegal reclamations as per Sections 5 and 21 of DAO 2018-14. However, the purpose of this request is for the forfeiture proceedings of the PRA of more or less 100,000 square meters as per provisions of Section 7 of the PRA Administrative Order No. 2021-01 applied for by the Municipality of Taytay, Palawan;
- 9. The approved Survey Authority is one of the requirements under the PRA Administrative Order (A.O.) No. 2021-01; and
- 10. The Reclamation Area was outside the military reservation and Malampaya Sound Protected Landscape and Seascape (MSPLS) per Presidential Proclamation No. 342 dated July 12, 2000;

In view of the foregoing, the undersigned recommends seeking guidance and instruction from the Regional Office pertaining to this matter before the issuance of Survey Authority.

JONES MANGEL Y. LAFUENTE

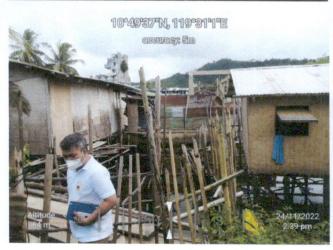
PHOTO DOCUMENTATION

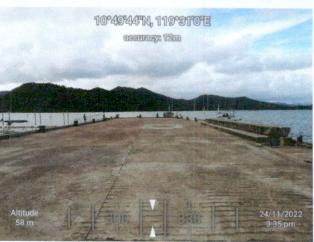












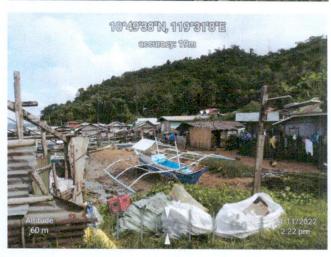








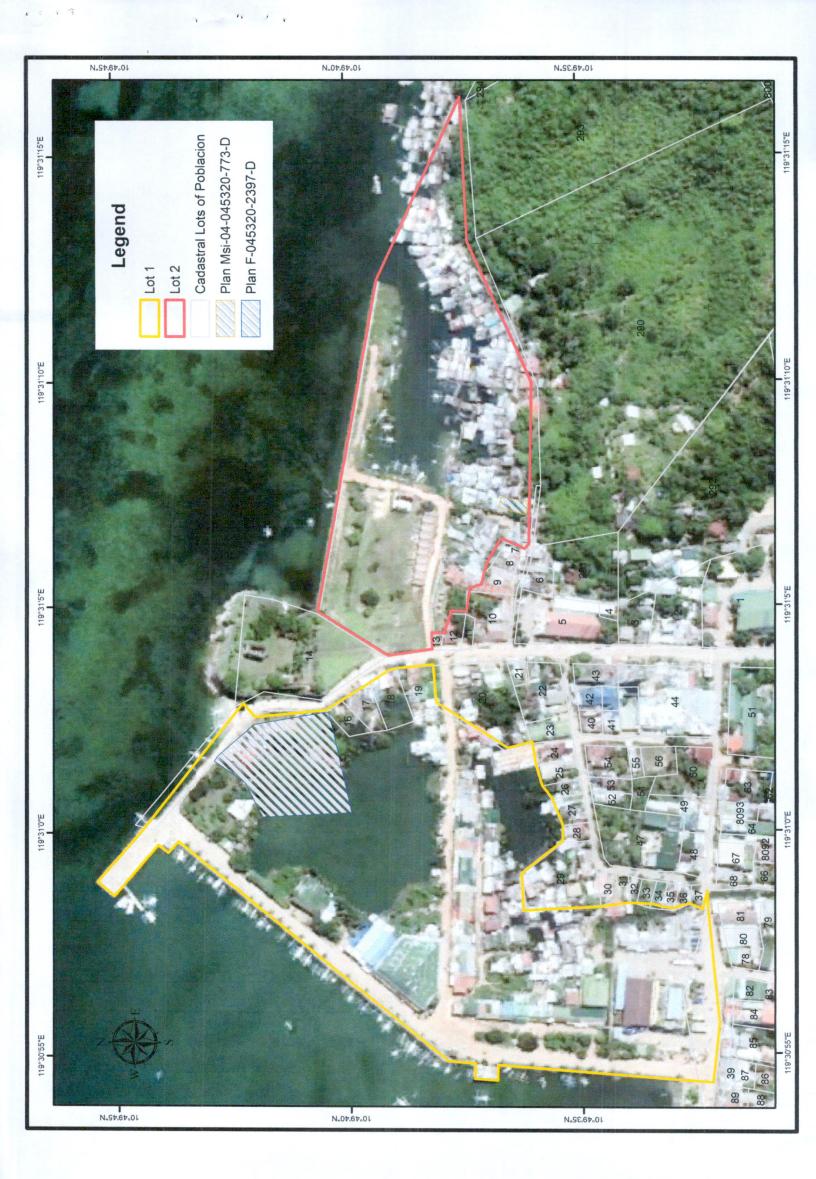






I hereby certify that the above photos were true and taken during the conduct of ground investigation for Survey Authority on November 24, 2022 in Barangay Poblacion, Taytay, Palawan.

JONES MANOEL V. LAFUENTE Special Investigator I





Province of Palawan Municipality of Taytay





EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN HELD AT THE SESSION HALL OF THE MUNICIPAL BUILDING ON NOVEMBER 12, 2001.

Present:

Hon. Lanie G. Abogado Vice- Mayor, Presiding Hon. Agapito M. Edep Hon. Gina C. Tojon Member Hon. Marcos B. Moreno Member Member Hon. Ronie G. Gajo Hon. Aguinaldo A. Formacion Member Hon Leilani D. Valdez Member Hon. Primitivo V. Bolen Member Hon. Mary Therese A. Cayetano Member Member, SKF President Hon. Ma. Cerna C. Quintilla Member, ABC President

Absent:

Hon. Marino M. Sacay

Member

RESOLUTION NO. 105-01

A RESOLUTION ENDORSING THE PROJECT. ENTITLED TAYTAY, PALAWAN WATERFRONT DEVELOPMENT PROJECT-RECLAMATION FOR TOWN EXPANSION SITE FOR FUNDING SUPPORT UNDER THE LOCAL GOVERNMENT SERVICE EQUALIZATION FUND(LGSEF).

- WHEREAS; R.A. 7160, otherwise known as the Local Government Code of 1991, delegated specific functions and responsibilities to Local Government Units (LGU's) particularly on the effective and efficient delivery of basic services and facilities at the local level;
- WHEREAS, there is an urgent need to provide fund assistance to LGUs in order to alleviate their financial burdens in carrying out the devolve functions and responsibilities, as specified by the Code;
- WHEREAS, Executive Order No. 48,s, 1998, established a Program for Devolution Adjustment and Equalization fund, renamed as Local Government Service Equalization Fund (LGSEF), which is primarily aimed at enhancing the capacities of the LGUs to fully and effectively exercise their devolved functions, services and facilities;
- WHEREAS, the LGU of Taytay, Palawan desires to implement the project, entitled, TAYTAY, PALAWAN WATERFRONT DEVELOPMENT PROJECT RECLAMATION FOR TOWN EXPANSION SITE which is a local priority project congruent with the socio-economic and development agenda of the ARROYO Administration;



Province of Palawan Municipality of Taytay

OFFICE OF THE SANGGUNIANG BAYAN



WHEREAS, the Municipal Government of Taytay, Palawan lacks the financial capability to implement the above-mentioned project;

NOW THEREFORE, on motion by Hon. Formacion and duly seconded by all the members present, be it;

RESOLVED as it is hereby **RESOLVED** to endorse the said project for funding support under the LGSEF;

RESOLVED FURTHER, that copies of this resolution be submitted to Oversight Committee on Devolution through the Department of Interior and Local Government (DILG) for consideration and approval;

CARRIED UNANIMOUSLY.

CERTIFIED CORRECT:

LANIE G. ABOGADO
Presiding Officer

ATTESTED:

MA. LILIBETH A. VALONES

Local Legislative Staff Employee-II

(For and in the absence of the Secretary to the Sanggunian)

APPROVED:

ROBERTO V. RODRIGUEZ

Municipal Mayor

Date: W-\\ - \\



Province of Palawan Municipality of Taytay

OFFICE OF THE SANGGUNIANG BAYAN



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN OF TAYTAY, PALAWAN HELD AT THE SESSION HALL OF THE MUNICIPAL BUILDING ON OCTOBER 27, 2003

Present:

Hon. Lanie G. Abogado

Hon. Agapito M. Edep

Hon. Marino M. Sacay Hon, Marcos B. Moreno

Hon. Aguinaldo A. Formacion

Hon. Ronie G. Gajo

Hon. Primitivo V. Bolen

Hon. Romy L. Salvame

Hon. Mark Ivan A. Fajiculay

Mun. Vice Mayor, Presiding Officer

Member

Member

Member

Member

Member

Member, Temporary Presiding Officer

Member, ABC President Member, SKF President

Absent:

Hon. Gina C. Tojon Hon. Leilani D. Valdez

Member (maternity leave)

Member

XXX

RESOLUTION NO. 144-A-2003

XXX

A RESOLUTION ENDORSING THE RECLAMATION OF THE NEW PUBLIC MARKET SITE LOCATED AT BARANGAY POBLACION, TAYTAY, PALAWAN

WHEREAS, the present administration is determined to implement and start the construction of the proposed New Public Market at a chosen site located at the shoreline of Taytay Bay with an area of more or less one-hectare;

WHEREAS, the construction of the New Public Market is in response to the growing demand of the constituents the possible replacement of the existing public market that is already dilapidated and fire hazard;

WHEREAS, the characteristic of the identified site is sandy and the proposed project would involve reclamation activities;

WHEREAS, this representation in compliance to the provisions of DENR Administrative Order No. 37 series of 1996 therefore recommends for the approval of the herein mentioned project;

NOW THEREFORE on a unanimous accord, be it

RESOLVED as this body hereby resolved to endorse the Reclamation of the New Public Market Site located along the shoreline of Taytay Bay;



Republic PHIMPINES Province of Palawan Municipality of Taytay

OFFICE OF THE SANGGUNIANG BAYAN



RESOLVED FINALLY to furnish copies of this resolution to all concerned agencies for their information and appropriate action. XXX

XXX

I HEREBY CERTIFY to the correctness of the foregoing:

> priaciat RAQUEL S. SOCRATES

LSO I

For and in behalf of the Sec. To the Sanggunian

ATTESTED AND CERTIFIED TO BE DULY ADOPTED:

> PRIMITIVO V. BOLEN Temporary Presiding Officer

> > APPROVED:

ROBERTO V. RODRIGUEZ

Municipal Mayor

Date / 10.03



Republic of the Philippines Province of Palawan Municipality of Taytay

OFFICE OF THE SANGGUNIANG BAYAN

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN OF TAYTAY, PALAWAN HELD AT THE SESSION HALL OF THE LEGISLATIVE BUILDING ON NOVEMBER 26, 2012.

Present:

Hon, Delma P. Edep Mun, Vice Mayor, Presiding Officer

Hon. Silverio L. Catedral Member
Hon. Arlene E. Arzaga Member
Hon. Joseph M. Cuaton Member
Hon. Lorenzo D. de Luna, Jr. Member
Hon. Leo S. Romaguera Member
Hon. Liza E. Magbanua Member
Hon. Christian V. Rodriguez Member

Absent:

Hon. Perla L. Adaza Member

Hon, Norbert V. Lim Member, ABC President Hon, Kate June A. Rodríguez Member, SKF President

XXX

RESOLUTION NO. 0114-2012

XXX

A RESOLUTION REQUESTING THE HON. ROMY L. SALVAME, MUNICIPAL MAYOR TO ISSUE "STATUS QUO" ORDER ON ALL ACTIVITIES/CONSTRUCTION BEING UNDERTAKEN WITHIN THE RECLAIMED AREA, BARANGAY POBLACION PENDING THE APPLICATION OF THE MUNICIPAL GOVERNMENT TO THE PHILIPPINE RECLAMATION AUTHORITY (PRA) AND THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES (DENR).

WHEREAS, the present dispensation through the Committee on Land Use, Sangguniang Bayan is presently on the verge of collating and preparing the documents necessary and in support to the application of the municipal government covering the reclaimed area pursuant to the provisions of DENR Administrative Order No. 2007-20;

WHEREAS, following such undertakings and in view that ownership of the reclaimed area is not yet established and so as not to farther jeopardize the occupants therein and their investments as well as the municipal government in particular, it is therefore recommended that all activities/construction presently being undertaken in the said subject area be temporarily suspended:

WHEREAS, this initiative generally is to protect the general welfare of the constituents utilizing the reclaimed area for livelihood purposes with end in view that all





Republic of the Philippines Province of Palawan Municipality of Taytay

OFFICE OF THE SANGGUNIANG BAYAN

Page 2 (Resolution No. 0114-2012)

activities/construction therein should conform to the developmental plan of the municipal government;

NOW THEREFORE on motion of Hon. Romaguera and duly seconded by Hon. De Luna, be it

RESOLVED AS THIS BODY HEREBY RESOLVED to request the Hon. Romy L. Salvame, Municipal Mayor to issue "STATUS QUO" Order on all activities/construction being undertaken at the reclaimed area, Barangay Poblacion pending the application of the Municipal Government to the Philippine Reclamation Authority (PRA) and the Department of Environment and Natural Resources (DENR).

RESOLVED FINALLY to forward copy of this resolution to the Hon. Romy L. Salvame, Municipal Mayor for his information, guidance and/appropriate action.

CARRIED UNANIMOUSLY.

XXX

XXX

XXX

I HEREBY CERTIFY to the correctness of the foregoing:

ANTONIA A. GONZALES Secretary to the Sanggunian

ATTESTED AND CERTIFIED TO BE DULY ADOPTED:

DELMA PEDEP
Presiding Officer



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN OF TAYTAY, PALAWAN HELD AT THE SESSION HALL OF THE LEGISLATIVE BUILDING ON OCTOBER 30, 2017.

Present:

AN NG TAP

Hon, Christian V. Rodriguez. Mun. Vice Mayor, Presiding Officer

Member Hon. Delma P. Edep Hon, Liza E. Magbanua Member Member Hon. Joseph M. Cuaton Member Hon. Alerey T. Rapsing Hon. Arlene E. Arzaga Member Hon. Merlyn T. Paculanang Member Hon, Mary Quelamae G. Catedral Member Hon. Joel M. Parapina Member

Official Business

Hon, Norbert V. Lim Member, Pres., Liga ng mga Barangay

XXX RESOLUTION NO. 123-2017

XXX

A RESOLUTION REQUESTING THE PROVINCIAL GOVERNMENT OF PALAWAN THROUGH THE SANGGUNIANG PANLALAWIGAN TO GRANT THIS MUNICIPALITY A RESOLUTION INTERPOSING NO OBJECTION TO THE PROPOSED RECLAMATION DEVELOPMENT PROJECT OF THE MUNICIPALITY OF TAYTAY, PALAWAN COVERING AN AREA OF 25.00 HECTARES LOCATED AT BARANGAY POBLACION, THIS MUNICIPALITY.

WHEREAS, Taytay has an on-going application before the Philippine Reclamation Authority in relation to the aforementioned project and now working closely on the other documentary requirements in accordance with Administrative Order No. 2005-1 issued by the Philippine Reclamation Authority covering an area of 25.00 hectares;

WHEREAS, after a meeting with PRA representatives last October 23, 2017 in Manila, this representation has been advised to secure a resolution from your end stating thereto that the Provincial Government of Palawan is INTERPOSING NO OBJECTION to the proposed reclamation project of this Municipality following the provisions of Republic Act 7160;

WHEREAS, the requested resolution is one of the requirements to be secured by this municipality in preparation for the execution of the Memorandum of Understanding to be entered into by and between the Philippine Reclamation Authority and LGU-Taytay;

WHEREAS, the execution of the Memorandum of Understanding is pursuant to Section 7 of the Implementing Rules and Regulations of Executive Order No. 146 under NEDA-

CERTIFIED ELECTRONIC COPY:

JOSEPH D. TUBALE

CORAZON A. TORRELIZA Records Officer II







OFFICE OF THE SANGGUNIANG BAYAN

Page 2 (Resolution No. 123-2017)

PRA Joint Order No. 01-2015, the Philippine Reclamation Authority to guide this municipality in its compliance with the mandatory requirements;

WHEREAS, RECLAMATION DEVELOPMENT PROJECT as conceived is one avenue towards the realization of the vision for Taytay, that: By 2030, Taytay will be the Queen City of Palawan with empowered, resilient and God-fearing people, robust agri-tourism economy, sustained environment and ecologically-sound, disaster-resistant infrastructures led by capable managers;

WHEREAS, RECLAMATION DEVELOPMENT PROJECT is further considered as a strategic area for socio-economic activities, moreover, Barangay Poblacion with its present land distribution and utilization, the remaining unused land area is now limited or inadequate for possible expansion of the town proper as the main thrust of the municipal government in making Taytay the Queen City of Palawan;

WHEREAS, this representation as such and in order to proceed with the execution of all other documentary requirements to eventually institutionalize the Reclamation Development Project of this municipality is sincerely appealing for the utmost consideration of the present leadership of the Provincial Government of Palawan that the herein request be granted;

NOW THEREFORE on motion of Hon. Cuaton, duly seconded by Hon. Magbanua, be it

RESOLVED AS THIS BODY HEREBY RESOLVED to request the Provincial Government of Palawan through the Sangguniang Panlalawigan to grant this municipality a RESOLUTION INTERPOSING NO OBJECTION to the proposed Reclamation Development Project of the municipality covering an area of 25.00 hectares located at Barangay Poblacion, this Municipality:

RESOLVED FINALLY to furnish copies of this resolution to all concerned, for their information, guidance and/or appropriate action.

CARRIED UNANIMOUSLY.

XXX

XXX

XXX

HEREBY CERTIFY to the correctness of the foregoing:

ANTUNIA A. GONZALES Secretary to the Sanggunian

.

CERTIFIED ELECTRONIC COPY:

JOSEPH D. TUBALE

CORAZON A. TORRELIZA Records Officer II







OFFICE OF THE SANGGUNIANG BAYAN

Page 3 (Resolution No. 123-2017)

ATTESTED AND CERTIFIED TO BE DULY ADOPTED:

> CHRISTIAN V. RODRIGUEZ Presiding Officer

> > APPROVED:

ROMY L. BALVAME

Municipal Mayor Date: 11/17/17

CERTIFIED ELECTRONIC COPY:

JOSEPH D. TUBALE LUSOII

CORAZON A. TORRELIZA

ANTONIA A. GONZÁLES Records Officer II Secretary to the Sanggunian







OFFICE OF THE SANGGUNIANG BAYAN

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN OF TAYTAY, PALAWAN HELD AT THE SESSION HALL OF THE LEGISLATIVE BUILDING ON DECEMBER 17, 2018.

Present:

Hon. Christian V. Rodriguez

Mun. Vice Mayor, Presiding Officer

Hon. Delma P. Edep

Member

Hon. Joseph M. Cuaton

Member

Hon. Alerey T. Rapsing

Member

Hon. Arlene E. Arzaga

Member

Hon. Merlyn T. Paculanang

Member

Hon. Mary Quelamae G. Catedral

Member

Hon. Joel M. Parapina

Member

Hon. Norbert V. Lim Hon. Jhosua T. Avelino Member, LnB President

Member, SKF President

Official Business:

Hon. Liza E. Magbanua

Member

XXX

RESOLUTION NO. 0116-2018

XXX

A RESOLUTION REQUESTING ATTY. JANILO E. RUBIATO, GENERAL MANAGER AND CEO, PHILIPPINE RECLAMATION AUTHORITY (PRA) TO ISSUE CEASE AND DESIST ORDER TO THE GENERAL PUBLIC ON FURTHER RECLAMATION BUILDING AND IMPROVEMENT OF STRUCTURES IN THE EXISTING RECLAMATION PROJECT OF THE MUNICIPAL GOVERNMENT OF TAYTAY, PALAWAN.

WHEREAS, due to unavailability of land for development expansion in Barangay Poblacion, this municipality, sometime on 2001 the Local Government Unit of Taytay initiated a project dubbed as "Taytay, Palawan Waterfront Development Project-Reclamation for Town Expansion Site" (SB Resolution No. 106-2001) and in 2003, the municipal government further venture on the reclamation project, this time intended for the construction of the New Public Market (SB Resolution No. 144-A-2003);

WHEREAS, since then, the LGU-initiated project - reclamation activities in Barangay Poblacion continued to what now we refer to as the existing reclaimed lot (lot 1);

WHEREAS, along with the reclamation activities were the emergent of both illegal settlers and professional squatters in the area, there exists allegations that the reclamation project was initiated by private entity and thus distribution and use of the same are vested in that entity;

CERTIFIED ELECTRONIC COPY:

CORAZON A. TORRELIZA Records Officer II

JOSEPH D. TUBALE Board Secretary II







OFFICE OF THE SANGGUNIANG BAYAN

Page 2 (Resolution No. 0116-2018)

WHEREAS, nevertheless, certifications from the Accounting Office of this Municipality guaranteed that public funds were actually disbursed to implement the project, thus, the same is considered LGU Development Project;

WHEREAS, to halt any and all on-going and to be built structures and further reclamation by private entities in the area, the Sangguniang Bayan on 2011 adopted SB Resolution No. 021-2011 entitled: "A Resolution Requesting the Hon. Evelyn V. Rodriguez, Municipal Mayor to Declare under "Status Quo" the On-Going Reclamation Within Barangay Poblacion. Taytay, Palawan";

WHEREAS, further reclamation and building of structures of private entities in the area did not stop, again on 2012, the Sangguniang Bayan reiterated its intention and adopted again Resolution No. 114-2012 entitled "A Resolution Requesting the Hon. Romy L. Salvame, Municipal Mayor to Issue "Status Quo" Order on All Activities/Construction Being Undertaken within the Reclaimed Area, Barangay Poblacion Pending the Application of the Municipal Government to the Philippine Reclamation Authority (PRA) and the Department of Environment and Natural Resources (DENR)";

WHEREAS, for some reasons, the LGU may have failed to stop the emergent of both residential and business establishment in the reclaimed area, thus, the dilemma;

WHEREAS, to strengthen the LGU's claim over the reclaimed and proposed new area for further reclamation, efforts were made to secure proper and legal endorsements and authorization from different agencies of government particularly from the provincial government and the Philippine Reclamation Authority (PRA);

WHEREAS, on 2014 through SB Resolution No. 019, the Sangguniang Bayan adopted: A RESOLUTION ENDORSING TO THE PROVINCIAL GOVERNMENT OF PALAWAN THROUGH THE SANGGUNIANG PANLALAWIGAN, CAPITOL BUILDING THE PROPOSED DEVELOPMENT PLAN FOR THE MORE OR LESS 40 HECTARES RECLAMATION AREA IN BARANGAY POBLACION, MUNICIPALITY OF TAYTAY, PALAWAN and in that same year SB Resolution No. 043-2014 entitled: A RESOLUTION ADOPTING THE RECLAMATION DEVELOPMENT PLAN DESIGNED FOR THE MORE OR LESS 40 HECTARES MUNICIPAL RECLAIMED AREA LOCATED AT THE SEASHORE, BARANGAY POBLACION, TAYTAY, PALAWAN and Resolution No. 044-2014 entitled: A RESOLUTION AUTHORIZING THE HON. ROMY L. SALVAME, MUNICIPAL MAYOR TO NEGOTIATE/APPLY AND ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE PHILIPPINE RECLAMATION AUTHORITY (PRA) RELATIVE TO THE EXECUTION OF THE RECLAMATION DEVELOPMENT PLAN, THIS MUNICIPALITY were also adopted;

WHEREAS, on October 23, 2017, almost all the Members of the Sangguniang Bayan went to the Office of the Philippine Reclamation Authority to personally seek assistance from the agency on how to properly execute/implement the reclamation project of the Municipality and

CERTIFIED ELECTRONIC COPY:

CORAZON A. TORRELIZA Records Officer II JOSEPH D. TUBALE Board Secretary II







OFFICE OF THE SANGGUNIANG BAYAN

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further to ask assistance on the proliferation of illegal settlers/professional squatters in the existing reclaimed area;

WHEREAS, on October 26, 2017, PRA released an order to Mr. Roberto V. Rodriguez directing him to cease and desist from undertaking further reclamation and expansion works, the same order enjoined the cooperation and assistance of the LGU, DILG and the PNP in enforcing the order;

WHEREAS, the LGU was furnished copy of that Cease and Desist Order, however, the same cannot be used to disallow other parties from building new and improving existing structures for the purpose that the same is addressed specifically to a private individual not to the public, it is this body's belief that making such order public would somehow breach privacy and invite debate on applicability of such order to other parties;

WHEREAS, as one of the offshoots of the October 2017 visit of the Members of this august body at the PRA, again in 2017, this august body authorizes the Local Chief Executive to sign proposed MOU between the LGU and the PRA relative to this undertaking, the same was through SB Resolution No. 122 series of 2017 entitled: A RESOLUTION AUTHORIZING THE HON. ROMY L. SALVAME, MUNICIPAL MAYOR TO ENTER INTO AND SIGN FOR AND IN BEHALF OF THE MUNICIPALITY OF TAYTAY, PALAWAN MEMORANDUM OF UNDERSTANDING TO BE EXECUTED WITH THE PHILIPPINE RECLAMATION AUTHORITY IN RELATION TO THE PROPOSED RECLAMATION DEVELOPMENT PROJECT OF THIS MUNICIPALITY COVERING THE AREA OF 25.00 HECTARED LOCATED IN BARANGAY POBLACION, TAYTAY, PALAWAN;

WHEREAS, finally on January 20, 2018, a Memorandum of Understanding was officially signed by Hon. Romy L. Salvame, for and in behalf of the Municipality of Taytay, Palawan and Atty. Alberto C. Agra, Chairman of the PRA Board and Atty. Joseph John M. Literal, Assistant PRA General Manager relative to the proper implementation of the reclamation project:

WHEREAS, at this moment, although further reclamation by private entities was minimized, proliferation of squatters in the area did not ceased further development and expansions of establishments are still seen in the area, thus, this action;

NOW THEREFORE on motion of Hon. Arzaga, duly seconded by Hon. Edep, be it

RESOLVED AS THIS BODY HEREBY RESOLVED to request Atty. Janilo E. Rubiato, General Manager and CEO, Philippine Reclamation Authority (PRA) to issue Cease and Desist Order to the general public on further reclamation, building and improvement of structures in the existing Reclamation Project of the Municipal Government of Taytay, Palawan.

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CORAZON A. TORRELIZA Records Officer II JOSEPH D. TUBALE Board Secretary II





OFFICE OF THE SANGGUNIANG BAYAN

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RESOLVED FINALLY that copy of this resolution be forwarded to Atty. Janilo E. Rubiato, General Manager and CEO, Philippine Reclamation Authority, for his information, guidance and appropriate action.

CARRIED UNANIMOUSLY.

XXX

XXX

XXX

I HEREBY CERTIFY to the correctness of the foregoing:

ANTONIA A. GONZALES Secretary to the Sanggunian

ATTESTED AND CERTIFIED TO BE DULY ADOPTED:

CHRISTIAN V. RODRIGUEZ
Presiding Officer

APPROVED:

ROMY L SALVAME

Municipal Mayor Date: JAN 1 0 2019

CERTIFIED ELECTRONIC COPY:

CORAZON A. TORRELIZA Records Officer II JOSEPH D. TUBALE Board Secretary II







Republic of the Philippines Province of Palawan Municipality of Taytay Barangay Poblacion

OFFICE OF THE SANGGUNIANG BARANGAY

EXCERPT FROM THE MINUTES OF SPECIAL SESSION OF THE SANGGUNIANG BARANGAY OF POBLACION HELD ON NOVEMBER 14, 2022 AT BARANGAY HALL, POBLACION, TAYTAY, PALAWAN

Present: Hon. Maria Lucia R. Rodriguez- Punong Barangay/Presiding Officer

Hon. Rolando S. Catarbas Barangay Kagawad

Hon. Susana P. Ma Hon. Maríano A. delos Santos -do-Hon, Fresian L. Venturillo -do-Hon. Walter T. Ambasa -do-Hon. Herminio G. Palay -do-Hon, Jopet F. Cavetano -do-Hon. Emelda E. Nangit SK Chairman

RESOLUTION NO. 075

Series of 2022

A BARANGAY RESOLUTION INTERPOSING "NO OBJECTION" ON THE ISSUANCE OF PRESIDENTIAL PROCLAMATION DECLARING THE RECLAIMED LAND ALIENABLE AND DISPOSABLE AND NO LONGER NEEDED FOR PUBLIC USE AND ON TITLING IN FAVOR OF THE PHILIPPINE RECLAMATION AUTHORITY (PRA) COVERING AN AREA OF 100,000 SQUARE METERS LOCATED AT BARANGAY POBLACION, THIS MUNICIPALITY

WHEREAS, Presidential Decree 3-A mandates that all reclamation of the foreshore, submerged and offshore areas shall be limited to the National Government or any person authorized by it under a proper contract;

WHEREAS, the Philippine Reclamation Authority (formerly known as Public Estates Authority) was created in 1977 by virtue of Presidential Decree 1084 to serve primarily as the clearinghouse for all reclamation projects in the country;

WHEREAS, the authority to xxx reclaim land, including foreshore and submerged areas, by dredging, filling, or other means, or to acquire reclaimed land xxx resides in the power of the state through the Public Estate Authority (Section 4(a), PD 1084) now known as the Philippine Reclamation Authority;

WHEREAS, on June 24, 2006, under Executive Order No. 543, the power of the President of the Philippines to approve reclamation projects was delegated to PRA through its Governing Board, subject to compliance with existing laws and rules:

WHEREAS, the Executive Order No. 74 dated 01 February 2019 transferred the supervision and control of the Philippine Reclamation Authority to the Office of the President (OP) and delegating to the Authority's Governing Board of Directors the power of the President to approve reclamation projects;

WHEREAS, due to unavailability of land for development expansion in Barangay Poblacion, this municipality, sometime in 2001 the Local Government Unit of Taytay initiated the "Taytay Palawan Waterfront Development Project- Reclamation for Town Expansion Site" (SB Resolution No. 106-2001 and in 2003, the Municipal Government further venture on a reclamation project intended for the construction of the New Public Market (SB Resolution No. 144-A-2003);

WHEREAS, since then, the LGU-initiated project - Reclamation activities in Barangay Poblacion continued to what we refer now as the existing reclaimed area:

WHEREAS, the same lacks prior authority or approval from the Office of the President or the PRA Governing Board before it was undertaken, thus deemed unauthorized and illegal by the PRA;

WHEREAS, cognizant of the penal provisions for unauthorized and illegal reclamation, the Local Government Unit through its SB Resolution No. 122-2017 authorized the Hon. Romy L. Salvame to enter and sign for in behalf of the municipality the memorandum of understanding with the Philippine Reclamation to avail the remedies provided for under PRA Administrative Order No. 2008-3: Rules and Procedures for the Processing of Applications for Titling of Completed Unauthorized or Illegal Reclamation through PRA;

WHEREAS, the scheduled MOU signing on January 30, 2018 was not realized as the pre-requisite conduct of Joint Verification Survey did not push through due to issue on the presence of the LGU's Geodetic Engineer and the concern on the supposed metes and bounds on the proposed existing reclamation survey plan;

WHEREAS, because of lack of ownership over the reclaimed area resulting to non-collection of rental fees, taxes and other revenues due the municipal government, the Commission on Audit in its CY 2018 Audit Finding No. 11 stressed that the municipal government should take necessary action to safeguard its interest and comply with the requirements set forth by the PRA;





WHEREAS, the PRA Administrative Order No. 2021-01 provided the updated, Rules and Procedures for the Forfeiture of Unauthorized and Illegal Reclamations Through Titling Under the Name of the Philippine Reclamation Authority;

WHEREAS, in line with the recommendation of the Commission on Audit in its AOM dated 25 April 2022 to fast track the LGU's application to the PRA and compliance to the requirements laid down by the PRA A.O. Nos. 2019-4 and 2021-01, in a letter dated 14 October 2022, the Municipal Government formally signified its intent to avail the provisions of PRA Administrative Order No. 2021-01, particularly Section 7 "Reclamations of Other Government Agencies" for the forfeiture proceedings of more or less 100,000 square meters of reclaimed land in Barangay Poblacion, Taytay, Palawan for eventual titling in favor of the municipality;

WHEREAS, a resolution interposing "no objection" on the issuance of Presidential Proclamation declaring the reclaimed land alienable and disposable and is no longer needed for public use and on titling in favor of the Philippine Reclamation Authority, forms part of the requirements to be secured for the Special Registration under PRA A.O. No. 2021-01 application of the Municipal Government of Taytay, Palawan;

NOW THEREFORE, to support the municipality's initiatives in legitimizing its claim over the reclaimed area and to proceed with the execution of all documentary requirements, on motion of Hon. Susana P. Ma and seconded by Hon. Rolando S. Catarbas be it;

RESOLVED, AS IT IS HEREBY RESOLVED TO INTERPOSE "NO OBJECTION" ON THE ISSUANCE OF PRESIDENTIAL PROCLAMATION DECLARING THE RECLAIMED LAND ALIENABLE AND DISPOSABLE AND NO LONGER NEEDED FOR PUBLIC USE AND ON TITLING IN FAVOR OF THE PHILIPPINE RECLAMATION AUTHORITY (PRA) COVERING AN AREA OF 100,000 SQUARE METERS LOCATED AT BARANGAY POBLACION, THIS MUNICIPALITY;

RESOLVED FINALLY, that copies of this resolution be furnished to all concerned, for their information, guidance, and/or appropriate action.

UNANIMOUSLY APPROVED.

I HEREBY CERTIFY to the correctness of the foregoing resolution.

ALONA T. AMBASA

Barangay Secretary

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ATTESTED AND CERTIFIED TO BE DULY ADOPTED:

MARIA LUCIA R. RODRIGUEZ
Punong Barangay/Presiding Officer

HON. ROLANDO TO GATARBAS Barangay Kagawaa

HON, MARIANO A. DELOS SANTOS Barangay Kagawad

HON. FRESIAN VENTURILLO Barangay Kagawad

HON. JOPET F. CAVETANO Barangay Kagawad AON, SUSANA P. MA Barangay Kagawad

HON, HERMINIO/G. PALAY Barangay Kagawad

HON. WALTER E. AMBASA Barangay Kagawad

HON. EMELDA'S NANGIT SK Chairperson

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July