



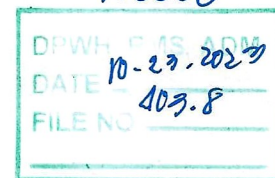
Republic of the Philippines
DEPARTMENT OF PUBLIC WORKS AND HIGHWAYS
MIMAROPA REGION (IV-B)
EDSA, Diliman, Quezon City



October 18, 2023

REYNALDO V. LABORTE, JR.

R.V. Laborte Builders
34 Habito Street, Brgy. Ibabang Iyam,
Lucena City, Quezon



Dear Mr. Laborte:

This refers to your application for dredging clearance for your proposed river restoration through dredging activities at **Baclaran River**, located at Brgy. Claudio Salgado, Municipality of Sablayan, Province of Occidental Mindoro.

Please be informed that after satisfying the necessary requirements, this Regional Office, pursuant to DPWH Department Order No. 31, Series of 2020, hereby grants the herein attached dredging clearance for the abovesaid dredging activity with Control No. **DPWH R4B OCMIN: DC-2023-001**.

In this regard, it is expected that in the conduct of said activity, the terms and conditions set forth in the dredging clearance, as well as the other pertinent requirements set by Mindoro Occidental Inter-Agency Committee (IAC), shall be followed accordingly.

It is understood that the issuance of the herein attached dredging clearance does not automatically authorize the applicant to undertake the actual dredging activity within the exclusive river dredging zones. Applicant may proceed only after securing all the necessary requirements or permits from other relevant agencies having jurisdiction over the activity (e.g. DENR, EMB, MGB, LGU, etc.). Applicant shall expect that this Regional Office will periodically monitor its activities to ensure strict compliance with the provisions cited in the herein attached clearance.

Please be guided accordingly.

Very truly yours,

GERALD A. PACANAN, CESO III
Regional Director

Encl: Dredging Clearance for Baclaran River (DPWH R4B OCMIN: DC-2023-001)

R4B.8/CSC/FLC/GRAA



DPWH R4B OCMIN: DC-2023-001

DREDGING CLEARANCE

In accordance with the provisions of DENR Administrative Order (DAO) No. 2020-12, dated October 7, 2020, in relation with the Department of Public Works and Highways (DPWH), Department of Environment and Natural Resources (DENR), Department of Interior and Local Government (DILG), and Department of Transportation (DOTr) Joint Memorandum Circular (JMC) No. 1, Series of 2019, the applicant, **R.V. Laborte Builders**, as represented by **Reynaldo V. Laborte, Jr.**, with principal office address at **No. 34 Habito Street, Brgy. Ibabang Iyam, Lucena City, Quezon**, is hereby granted this Dredging Clearance for its proposed River Restoration through Dredging Activities at **BACLARAN RIVER**, located at Brgy. Claudio Salgado, Municipality of Sablayan, Province of Occidental Mindoro, subject to the following terms and conditions:

1. The proposed dredging works shall be in accordance with the Approved Dredging Master Plan (DMP) and specifications. The extraction, removal and/or disposition of dredged materials shall be within the exclusive River Dredging Zones (RDZ) which are bounded by the following geographical coordinates:

Corner	Latitude	Longitude	Corner	Latitude	Longitude
1	12°58'4.18" N	20°46'3.71" E	21	12°58'53.53" N	120°49'44.62" E
2	12°58'14.56" N	120°46'13.23" E	22	12°58'48.36" N	120°49'40.27" E
3	12°58'27.37" N	120°46'16.54" E	23	12°58'50.98° N	120°49'36.53" E
4	12°58'38.73" N	120°46'18.44" E	24	12°58'41.07" N	120°49'22.30" E
5	12°58'42.27" N	120°46'25.08"E	25	12°58'47.51" N	120°49'8.99" E
6	12°58'50.40" N	120°46'28.09" E	26	12°58'44.13" N	120°48'56.06" E
7	12°58'46.24" N	120°46'30.82" E	27	12°58'39.68" N	120°48'43.66" E
8	12°58'44.70" N	120°46'45.83 E	28	12°58'47.59" N	120°48'40.50" E
9	12°58'52.84" N	120°47'2.88" E	29	12°58'38.79" N	120°48'17.16" E
10	12°58'46.45" N	120°47'18.65" E	30	12°58'45.88" N	120°48'3.44" E
11	12°58'51.14" N	120°47'24.67" E	31	12°58'38.04" N	120°47'56.57' E
12	12°58'50.56" N	120°47'37.70' E	32	12°58'43.64" N	120°47'38.40" E
13	12°58'42.97" N	120°47'51.89" E	33	12°58'42.71" N	120°47'23.23" E
14	12°58'51.77" N	120°48'1.72" E	34	12°58'45.91" N	120°47'5.11" E
15	12°58'45.51" N	120°48'18.21" E	35	12°58'38.23" N	120°46'43.86" E
16	12°58'53.82" N	120°48'34.56" E	36	12°58'40.84" N	120°46'28.99" E
17	12°58'47.30" N	120°48'34.56" E	37	12°58'34.31" N	120°46'21.80" E
18	12°58'53.72" N	120°49'8.60" E	38	12°58'18.02" N	120°46'22.58" E

19	12°58'46.61" N	120°49'20.23" E	39	12°58'6.90" N	120°46'14.02" E
20	12°58'56.71" N	120°49'34.40" E	40	12°57'56.26" N	120°46'5.01" E

Additionally, in order to implement true flood control measures within the RDZ pursuant to Section 4, Title III of DAO No. 2020-12, creation of navigational channel is hereby permitted to provide more depth for passage of dredging vessel(s), bounded by the following geographical coordinates:

Corner	Latitude	Longitude
1	12°58'4.18" N	120°46'3.71" E
2	12°57'58.16" N	120°45'45.26" E
3	12°57'46.10" N	20°45'50.55" E
4	12°57'54.60" N	120°46'5.28" E

2. The other necessary permits relative thereto shall be secured from and paid to the proper government agencies/authorities;
3. The top edge of dredging activities shall not go beyond the buffer zones set by this office and ensure the stability of the defined banks and/or existing bank protection;
4. Except for areas allowed by the Department based on their approved DMP, the proposed dredging activities shall comply with the existing rules and regulations of the Water Code of the Philippines and Section 79.a of DENR Administrative Order (AO) No. 2010-01, or the "Revised Implementing Rules and Regulations of Republic Act (RA) No. 7942, otherwise known as the Philippine Mining Act of 1995", which states, *"No extraction, removal and/or disposition of materials shall be allowed within a distance of one (1) kilometer from the boundaries of reservoirs established to public water supply, archaeological and historical sites of structures. No extraction, removal, and/or disposition of materials shall likewise be allowed in offshore areas within the five hundred (500) meters distance from the coast to two hundred (200) meters from the mean low tide";*
5. Dredging activities shall likewise comply with Section 19.b of RA No. 7942 and Section 15.b.2 of DENR AO No. 2010-21, pertaining to one areas close to mining applications which states *"near or under public buildings, cemeteries, archaeological and historical sites, bridges, highways, waterways, railroads, reservoirs, dams or other infrastructure projects, public or private works including plantations or valuable crops except upon written consent of the Government Agency or private entity concerned";*
6. Dredging activities shall likewise comply with the provisions of RA No. 7076, or the *"People's Small-scale Mining Act of 1991"*, and other pertinent provisions of RA No. 7942, as well as other applicable laws, rules, and regulations;
7. Before any activities could be started on site, this Office and the Inter-Agency Committee (IAC) shall further inspect and validate all equipment stated in the proof of technical capability of the applicant;
8. As-Staked plan shall be prepared by the applicant after the conduct of pre-construction survey and shall comply with the provisions of DPWH Department Order (DO) No. 15, Series of 2016, to verify the actual field conditions prior to commencement of the project;

9. Proper station markers must be established to delineate boundaries of the dredging area;
10. The dredging operation shall start at the downstream going upstream as practicable and shall be carried out to the specified depth with the allowable over-dredging and limited to the scope of the project defined in the DMP;
11. Dredging shall be conducted in a manner that will not adversely affect the safety of navigation and ensure accommodation of the other marine activities such as fishing, aquaculture, transportation, etc.;
12. During the project execution, regular monitoring of actual accomplishment against the design profile, lines and grades shall be performed by the IAC. The applicant shall install water level gauges for ungauged rivers at representative locations to be determined by this Office, for monitoring, assessment and evaluation of the impact of dredging activities;
13. In compliance with Section 4.d, Title II of DAO No. 2020-12, the applicant shall undertake protection of the rivers banks from erosion and provide necessary engineering intervention to support the vital infrastructure along the river;
14. Hydrographic survey of the dredged area must be conducted by the applicant quarterly, and proper documentation must be submitted to the IAC. This includes the volume dredged, distance advanced, and safety environmental compliance;
15. Upon reaching the required volume as per approved DMP or at the end of the proposed duration, a post dredging survey shall be conducted by the applicant and the IAC which shall be the basis for the preparation of the "As-Built" Plan by the applicant. The DPWH shall verify Baclaran River Channel profile based on the post dredging survey against the design profile and shall be the basis for the issuance of "close-out clearance". Dredging tolerance shall be carefully examined and necessary measure must be taken prior to project "close-out";
16. When public demand/benefit so requires or in case the government need the area/site for further improvement and site development, the applicant shall cease the works within fifteen (15) days upon receipt of such notice/demand;
17. Spoils and unwanted materials shall be stockpiled, free from any toxic or harmful materials, if any, in areas away from the flow of water, stable slopes or disposal site indicated in the DMP or other areas designated by proper authorities in order to avoid soil erosion and siltation as well as flooding on adjoining land areas/properties;
18. The issuance of this Dredging Clearance does not automatically allow/authorize the applicant to undertake the actual dredging activity within the exclusive RDZ. The applicant is required to comply with the requirements provided for under Titles IV, V, and VI of DAO No. 2020-12. The dredging activity shall only commence upon the issuance of the Operation Permit, Notice of Award, and Notice to Proceed from the Provincial Government of Occidental Mindoro pursuant to DAO No. 2020-12;
19. The dredging activity shall only be limited to the assigned segment within the exclusive RDZ. Processing of dredged materials within the Baclaran River is strictly prohibited; and
20. This clearance shall only be valid within five (5) years or as specified in the Environmental Compliance Certificate (ECC) effectivity and a new application shall be filed should the

applicant request for an extension pursuant to DPWH Department Order No. 191, Series of 2022.

Any violation hereof, particularly on the aforementioned conditions and violation of existing laws, policies, and regulations shall be a ground for cancellation/ revocation/ termination of this dredging clearance especially when the dredging operations threatened the stability of any DPWH infrastructure projects.

ISSUED this OCT 18 2023, at DPWH MIMAROPA Region, EDSA, Diliman, Quezon City, Metro Manila, Philippines.

Approved by the Authority of the Secretary per
DPWH Department Order No. 31, Series of 2020:


GERALD A. PACANAN, CESO III
Regional Director

R4B.8/CSC/FLC/GRAA

STATEMENT OF ACCOUNTABILITY

I, **REYNALDO V. LABORTE, Jr.**, having been duly sworn in accordance with law, do hereby depose and state THAT:

1. I am the principal of **R.V. Laborte Builders**, with office address at No. 34 Habito Street, Brgy. Ibabang Iyam, Lucena City, Quezon;
2. As the principal of R.V. Laborte Builders, I have full power and authority to do, execute and perform any and all acts necessary to participate, submit intent, and to sign and execute the ensuing contract/agreement for the River Restoration through Dredging Activities at **Baclaran River**, located at Brgy. Claudio Salgado, Municipality of Sablayan, Province of Occidental Mindoro;
3. Each of the documents submitted in satisfaction of the requirements is an authentic copy of the original, complete, and all statements and information provided therein are true and correct;
4. I hereby authorize the Regional Director of DPWH MIMAROPA Region or its duly authorized representative(s) to verify all the documents submitted and its contents;
5. I acknowledge all the conditions, local or otherwise, affecting the implementation of the Dredging Activities and undertakes to follow the same and other terms or conditions that will be set by member agencies of the Inter-Agency Committee (IAC) on the Restoration of Occidental Mindoro Rivers as circumstance(s) so requires;
6. I hereby affirm that the I will deploy all our equipment/vessel within thirty (30) days from receipt of the Notice to Proceed (NTP) issued by the Provincial Government pursuant to Section 4.a of DENR Administrative Order No. 2020-12;
7. I certify the availability of equipment/vessel that we/ owns/ has under lease/ has under purchase agreements, that may be used for the dredging activities;
8. I undertake to provide additional minimum equipment as required in the Resolution set by the IAC for the Minimum Qualification Requirements for Dredging Activities in Heavily-Silted River Channels within the Province of Occidental Mindoro, in case the need to construct and maintain an Access Road arises;
9. I hereby assign the following contact number/s and e-mail address/es as the official telephone and contact reference of the company where the DPWH MIMAROPA Region notices may be transmitted:

Landline No/s : _____
Mobile No/s : 0917-591-7917
Email Address : rvlaborte88@gmail.com

It is understood that notice/s transmitted via the above given e-mail address/es are deemed received as of its transmittal and the reckoning period for the reglementary periods shall commence from the date of sending thereof;


10. I did not give or pay directly or indirectly, any commission, amount, fee, or any form of consideration, pecuniary or otherwise, to any person or official, personnel or representative of the government in relation to this activity;
11. It is understood that DPWH MIMAROPA Region reserves the right to revoke the Dredging Master Plan and/or permit/clearance in case of violation of this Statement as well as the other terms and conditions set by member agencies of the IAC;
12. I take full responsibility for complying with all conditions in this Statement and Dredging Clearance; and
13. I am executing this Statement to attest to the veracity of the foregoing statements in support of the above-cited application.

IN WITNESS WHEREOF, I have hereunto set my hand this NOV 06 2023
at LUCENA CITY, Philippines.


REYNALDO V. LABORTE, JR.
Principal

SUBSCRIBED AND SWORN to before me this NOV 06 2023 at
LTD Dr. Luc. No. 1009-89 028450, Philippines. Affiant exhibited to me
his amp- 12-23-2023 as valid proof of his identification.

Doc. No. Pa ;
Page No. 37 ;
Book No. Oxlii ;
Series of 2023.


VINCENT EDWARD S. DATO
NOTARY PUBLIC
APP. NO. 2023-30 (A), UNTIL 12-31-2024
2/F QUEZON COCONUT BANK BLDG., QUINTO COR.
ENRIQUE STS. LUCENA CITY, PHILIPPINES
IBP R. NO. 180480, 11-24-2022, QUEZON CHAPTER
PTR No. 1232744, 01-05-2023, LUCENA CITY
TIN: 938-610-280-000
ROLL OF ATTORNEY'S NO. 49642
MCLE COMPLIANCE NO. VII-0016481, 28 APRIL 2022