



Republic of the Philippines
PROVINCIAL GOVERNMENT OF ORIENTAL MINDORO
Provincial Capitol Complex, Calapan City, Oriental Mindoro

INTER-AGENCY COMMITTEE FOR RIVER RESTORATION AND DREDGING ACTIVITIES

INTER-AGENCY COMMITTEE ON RATIONALIZING DREDGING ACTIVITIES IN THE HEAVILY SILTED RIVER CHANNELS WITHIN THE PROVINCE OF ORIENTAL MINDORO

DATE	25 October 2023
TIME	1:30 PM, via Zoom Videoconferencing
ATTENDEES	<ol style="list-style-type: none">Governor Humerlito A. Dolor, MPA, PH.D Provincial Government of Oriental Mindoro Chairperson of the IACRegional Executive Director Felix S. Mirasol, Jr., CESO IV DENR MIMAROPA REGION Member of the IACRegional Director Gerald A. Pacanan, CESO III DPWH – REGION IV-B Member of the IACRegional Director Felizardo A. Gacad, Jr. MGB – MIMAROPA Regional Office No. IV-B Member of the IACRegional Director Joe Amil M. Salino EMB – MIMAROPA Member of the IACAtty. Earl Ligorio R. Turano II Provincial Legal Officer Secretariat for River Restoration and Dredging ActivitiesMr. Mark Daniel Nicasio Member of the Secretariat for River Restoration and Dredging ActivitiesMs. Maria Aiza D. Libudan Member of the Secretariat for River Restoration and Dredging Activities

AGENDA:

1. Updating status of the submitted Dredging Master Plans;
2. Determination of the Navigational Waterway Clearing Plans;
3. Request of Vibranium Land Development and Technology, OPC (Vibranium) for the processing of DENR-Environmental Management Bureau Region IV-B MIMAROPA of the Environmental Compliance Certificate (ECC) Applications of both SMC Shipping and Lighterage Corporation and Vibranium for Bongabong River pursuant to DENR Memoranda dated 28 July 2021 and 09 September 2021; and
4. Other Matters.

ISSUES/CONCERNS	COMMENTS/AGREEMENTS
<p>Mr. Mark Daniel Nicasio</p> <p>Good afternoon to everyone, welcome to the October 25 IAC Meeting. We are happy that everyone is present. We have Governor "Bonz" Dolor, RED Felix Mirasol, RD Gacad, RD Joe Salino of EMB, and RD Pacan of DPWH – MIMAROPA.</p>	
<p>Governor Humerlito A. Dolor</p> <p>Good afternoon everyone, as the chairperson of Oriental Mindoro IAC, I formally open our IAC meeting this afternoon.</p> <p>First, I would like to officially welcome RED Felix to IAC, and also our Regional Director Gacad, RD Pacanan of DPWH the same director, and RD Joe, the Director of EMB. I would like also to acknowledge the presence of Atty. Earl Ligorio Turano II, and also the presence of other Secretariat Members.</p> <p>We have several items to talk about this afternoon. Our agenda for today, we have the updating of status of submitted dredging master plan. I know that our Directors are now busy with the status of submitted dredging master plans, and I hope that our new Regional Directors, RED and MGB Director are being appraised by their staff on the status of the rivers here in Oriental Mindoro, that we already given a certificate of pre-qualification of the proponents. These are the Subaang River of San Teodoro, Longos River and Alag River of Baco, Bucayao River in Calapan, Mag-Asawang Tubig in Naujan, Balete River in Gloria, Sumagui at Bansud River in Bansud, Cagankan River in Mansalay, and Cawacat River and Maujao River in Bulalacao.</p> <p>So for today, we will have the updating of status of the submitted dredging plan to be presented by Provincial Legal Officer.</p>	
<p>Atty. Earl Ligorio R. Turano II</p> <p>Good afternoon to everyone. On our screen, we share the status of submitted dredging plan. To start, number one is the Triton Construction and Development Corporation which cover Subaang River located at Brgy. Lumangbayan, San Teodoro, Oriental Mindoro. So the latest, the draft dredging master plan was already submitted to the Provincial Government. It was already under review of the Provincial Engineering Office, and for our latest checking sir, it was already for the signature of the Provincial Engineer, then after that for Governor, then we will submit to District Engineer.</p>	<p>Governor Humerlito A. Dolor</p> <p>Atty. Earl, that is not the latest, because the Provincial Engineer has already signed it on Monday, I finished signing it on Wednesday morning, District Engineer Abad signed it on Wednesday afternoon. I think the Head of Planning has already signed. I think as of the moment as I speak, it is for initial of the Assistant Director of DPWH first, before signing of RD today.</p>
	<p>Atty. Earl Ligorio R. Turano II Thank you very much for that update Gov.</p>

<p>Atty. Earl Ligorio R. Turano II</p> <p>That is the same status Governor for Bird's Nest Corporation which covers the cluster of Alag River and Longos River.</p>	<p>Governor Humerlito A. Dolor</p> <p>Correct. For the information of everyone, they are all in the table of the DPWH Regional Office for signature, then to the level of Provincial Government and District Engineer.</p>
<p>Atty. Earl Ligorio R. Turano II</p> <p>Then Governor, Gentlemen, the next item is number three, GC8 Dredging and Reclamation Corporation. It was endorsed to the Office of Provincial Engineer back on May 10, 2023. There's also a note that it should be revised and not on the proper format. At this point, there is no submitted of the revised copy from GC8.</p>	
<p>Atty. Earl Ligorio R. Turano II</p> <p>Number 4 is for Keen Peak Corporation. It covers the river of Mag-asawang Tubig in Brgy. San Antonio and Brgy. Estrella in Naujan, Oriental Mindoro. For our record Governor, it is already in the Regional Office of the DPWH.</p>	
<p>Atty. Earl Ligorio R. Turano II</p> <p>Our item number 5 is Southern Concrete Industries Joint Venture Pasig River Expressway Corporation (PAREX). This Joint Venture covers the River of Balete located in Gloria. Per our record gentlemen, it's already endorsed to the Office of the Governor for signature.</p>	<p>Governor Humerlito A. Dolor</p> <p>Latest on this one, together with Sumagui is already for endorsement today to the DPWH region. I have finished signing, the Provincial Engineer has signed already, and District Engineer Abad has already finished signing it also. I turned over to PAREX and Elite Marine Construction Corporation this document today.</p>
	<p>Atty. Earl Ligorio R. Turano II</p> <p>Thank you very much Governor.</p>
<p>Atty. Earl Ligorio R. Turano II</p> <p>Same for number 5, 6, and 7.</p>	<p>Governor Humerlito A. Dolor</p> <p>No, it's only up to number 6. Number 7 don't have submitted on us.</p>
	<p>Atty. Earl Ligorio R. Turano II</p> <p>It was already endorsed to the office of Provincial Engineer on September 27, I'll follow up on this.</p>
<p>Atty. Earl Ligorio R. Turano II</p> <p>Governor, with respect to SMC Shipping and Lighterage Corporation, per our record it was endorsed to the Office of Provincial Engineer last September 27, 2023. That is one half of Bongabong Anilao.</p>	
<p>Atty. Earl Ligorio R. Turano II</p> <p>With respect to Number 9 Governor is the Buildnet Construction for cluster of Wasig River, Cagankan River, and Mansalay River, no submission yet Governor. Same status with Artholand Property Development for the cluster of Maujao River and Cawacat River, there is no submission up to this date gentlemen.</p>	<p>Governor Humerlito A. Dolor</p> <p>Okay, so that's all?</p>

<p>Atty. Earl Ligorio R. Turano II</p> <p>We have number 11 Governor, the Vibranium Land Development and Technology OPC for the other half of Bongabong River. They submitted their revised Detailed Engineering Plan and Hydrological Model last September 25, 2023. I think Governor there is already comment for this from our Provincial Engineering Office for correction.</p> <p>That's the status of our eleven proponents, Governor, gentlemen.</p>	
<p>Governor Humerlito A. Dolor</p> <p>Okay, so before we proceed I [would] like to say hi to Director Pacanan. It is nice to see you again RD Gerald.</p>	<p>Regional Director Gerald Pacanan</p> <p>Governor, it's nice to see you and everyone, especially to RED and MGB Director that I have not met yet. Hopefully we'll see each other personally soon.</p>
<p>Governor Humerlito A. Dolor</p> <p>Okay, so our status for today regarding [the] Dredging Master Plan, I think we have four already in Regional Office. Subaang of San Teodoro, Longos and Alag River of Baco, and Mag Asawang Tubig for your signature.</p>	<p>Regional Director Gerald Pacanan</p> <p>That will be noted Gov. But as of the moment, it is not already on my Office but I will try to trace and expedite that, so we can sign it. That's my assurance Gov.</p>
	<p>Governor Humerlito A. Dolor</p> <p>Okay sir, thank you very much.</p>
<p>Governor Humerlito A. Dolor</p> <p>Any other members that have any question? RED, do you have any question on the status?</p>	<p>RED Felix S. Mirasol, Jr.</p> <p>Gov. so far I have no comment yet. We are just waiting for the final approval of the plan.</p>
<p>Governor Humerlito A. Dolor</p> <p>Okay sir, what about MGB Director?</p>	<p>Regional Director Felizardo A. Gacad, Jr.</p> <p>Okay Gov., good afternoon. RD Gacad from Mines and Geosciences Bureau, nice to finally meet you although virtually, together with Director Gerald.</p> <p>The same sir, no comment. We will just wait for the approval of the Dredging Master Plan, so we can look forward on this.</p>
<p>Governor Humerlito A. Dolor</p> <p>Director Joe.</p>	<p>Regional Director Joe Amil M. Salino</p> <p>On my part Gov., we would like to request for a formal endorsement by the Provincial Government with respect to the list of proponents that was endorsed by the Office of the Governor. We just want to ask Gov. for a formal listing of all the endorsement being endorsed by the Provincial Government.</p>
<p>Governor Humerlito A. Dolor</p> <p>Okay sir. So Atty. Earl, facilitate it today so I can sign it tomorrow. Just reiterate the previous</p>	<p>Atty. Earl Ligorio R. Turano II</p> <p>Yes Gov.</p>

<p>[endorsement] that we already signed. I want it complete directly addressed to the four other members of the IAC, so they will be officially informed.</p>	
<p>Governor Humerlito A. Dolor</p> <p>Another one Director Joe, can I request one thing? Regarding the ECC application process.</p> <p>As I understand, you will prepare after the approval of master dredging plan, then it will be submitted for public consultation, is it right?</p>	<p>Regional Director Joe Amil M. Salino</p> <p>No Gov.</p> <p>Once the Central Office approves the technical scoping list from that, public consultation will commence. But we can already proceed with the public scoping. The first step Gov. actually is the public scoping, so the proponent should submit a request for public scoping, then we will endorse the public scoping checklist to the DENR Central, and after that, and when it was endorsed to Region, then we'll proceed to public consultation.</p>
<p>Governor Humerlito A. Dolor</p> <p>Sir, if I'm right, there is already done with public scoping?</p>	<p>Regional Director Joe Amil M. Salino</p> <p>Sir, there is one came from the Central Office, that is the SMC, the Bongabong river. However, we are still waiting for the Dredging Master Plan from the DPWH.</p>
<p>Governor Humerlito A. Dolor</p> <p>My question is, For clarity, Atty. Earl, please make sure that the following I am going to tell is correct.</p>	<p>Atty. Earl Ligorio R. Turano II</p> <p>Yes Gov.</p>
<p>Governor Humerlito A. Dolor</p> <p>The first thing sir is Public Scoping, right? Public scoping does not require an approved dredging master plan?</p>	<p>Regional Director Joe Amil M. Salino</p> <p>No sir that will be for public consultation.</p>
<p>Governor Humerlito A. Dolor</p> <p>For public scoping, the required is the checklist?</p>	<p>Regional Director Joe Amil M. Salino</p> <p>Yes Gov.</p>
<p>Governor Humerlito A. Dolor</p> <p>After the public scoping, we'll request for the checklist?</p>	<p>Regional Director Joe Amil M. Salino</p> <p>Yes, from the Central Office.</p>
<p>Governor Humerlito A. Dolor</p> <p>Okay, so during the public consultation, is it required the approved dredging plan?</p>	<p>Regional Director Joe Amil M. Salino</p> <p>Gov., it requires the approved dredging plan. Because there is a possibility that [the] dredging plan will be changed if it is not approved.</p> <p>During public consultation, the most important thing is, what is indicated on the approved dredging master plan</p>
<p>Governor Humerlito A. Dolor</p> <p>My question RD Joe, on the level that RD Gerald approved and signed the recommending approval, technically sir, the signing of Central seems ministerial, because their reviewing authority is the Province, DPWH District, and DPWH Region. Because sir, if we wait for the signature of USEC</p>	<p>Regional Director Joe Amil M. Salino</p> <p>That is our fear Gov. that there might be a changes. There are also incidents that there are changes happened on the approved dredging plan.</p> <p>So if there are no changes on the approved dredging plan, maybe we can consider, and we will</p>

<p>Canlas, maybe we will wait for another one month.</p> <p>Can we do it simultaneously, provided that there will be no changes?</p>	<p>discuss it during the REVCOM on the process of Environmental Impact Assessment, because it is an essential procedure for public consultation, and to avoid technical violation.</p> <p>That's all Gov. on our part. What we need is to remain consistent on what DPWH RD Gerald has been approved.</p>
<p>Governor Humerlito A. Dolor</p> <p>Okay sir.</p> <p>This is the process now. Originally sir, we conduct the review, sign it, and submit it to the Region, then they return it if there are corrections, then the national, the Bureau of Design will conduct again a review. To this and that, and to facilitate the process, we cut it short. The Province has its list, and our comments were forwarded to the Region and Central Office. Upon forwarding their comments, we just start the signing of the dredging plan. The dredging plan submitted to the Regional Office subject for signature, has been passed the review of both the Region and Bureau of Design. Is it correct Director Gerald?</p>	<p>Regional Director Gerald Pacanan</p> <p>Yes, Gov.</p>
<p>Governor Humerlito A. Dolor</p> <p>Director Joe, if that is correct, practically, the dredging plan subject for signature of RD Gerald has been reviewed by the Bureau of Design, thus the copy subject for signature is final, and it is routing for signature.</p>	<p>Regional Director Joe Amil M. Salino</p> <p>Okay Gov., we can consider it as long as there is an assurance from DPWH that it is deem final.</p>
<p>Governor Humerlito A. Dolor</p> <p>RD Gerald, can we assure it?</p>	<p>Regional Director Gerald Pacanan</p> <p>Gov. I can assure that those are okay.</p> <p>What the Governor wanted to say is that almost 90% of that is already sure.</p>
<p>Governor Humerlito A. Dolor</p> <p>On June 27, I went to Bureau of Design with RD Gerald, and we spoke to the Director and ask them to conduct the review simultaneously. And we agreed that before the signing of the Province, it was reviewed by the Bureau of Design, Central Office.</p>	<p>Regional Director Gerald Pacanan</p> <p>I can attest to that. While on my part, sometimes we can't avoid that there are some human errors found on the final checking. So I can't give my hundred percent, but it is 95% carefully reviewed.</p> <p>So it depends to the appreciation of RD Joe regarding our facts.</p>
	<p>Regional Director Joe Amil M. Salino</p> <p>We can consider the public consultation, however if there are substantial changes on the approved dredging plan, we really have to conduct another public consultation. Because public consultation are based on the approved dredging plan. The stakeholders should not be misinformed most especially with the metes and bounds of the</p>

	<p>project. We can proceed, but if there are changes on the approved dredging plan, we have to comply with the process of public consultation.</p>
	<p>Governor Humerlito A. Dolor</p> <p>I agree, you may have our assurance that we need to repeat if there are substantial changes. So we have to be very very careful, that before the Province signs on the dredging plan, there is a go signal from the Bureau of Design that it has been reviewed by the Bureau of Design and DPWH Region.</p>
<p>Governor Humerlito A. Dolor</p> <p>Okay with that, we already agreed with that one.</p>	
<p>Regional Director Joe Amil M. Salino</p> <p>Gov. may we consider it also if there is a sign of RD Gerald?</p>	<p>Governor Humerlito A. Dolor</p> <p>Yes sir, we are not going to submit without the sign of RD Gerald.</p>
<p>Governor Humerlito A. Dolor</p> <p>Sir, can we have this agreement official?</p>	<p>Regional Director Joe Amil M. Salino</p> <p>Yes sir.</p>
<p>Governor Humerlito A. Dolor</p> <p>So no need for a resolution?</p>	<p>IAC Members</p> <p>(all agree)</p>
<p>Governor Humerlito A. Dolor</p> <p>Okay Atty. Earl, let's provide a procedural or process flow, to make it clear for all the proponent and to the member of the IAC.</p>	<p>Atty. Earl Ligorio R. Turano II</p> <p>Yes Gov. We just include in the minutes the official agreement of the members regarding the process.</p>
<p>Governor Humerlito A. Dolor</p> <p>We proceed to the next agenda on our item.</p> <p>Next item to the agenda is the determination of Navigational Waterway Clearing Plans.</p> <p>To the members of the IAC, can we finalize the Navigational Waterway Clearing Plan? What is really the rule, the width, the distance? Can we have an agreement today, so we will have a resolution on this?</p> <p>I don't know who will determine and suggest on this, if it is the DPWH or the DENR.</p> <p>Who should be RD Gerald?</p>	<p>Regional Director Gerald Pacanan</p> <p>Gov., based on what happened to the Occidental, actually RD Joe has a proposal that it should be the EMB, and we are just part of the review committee to expedite the process.</p> <p>I don't know if RD Joe is amenable to it if we still applying the same proposal.</p>
	<p>Regional Director Joe Amil M. Salino</p> <p>Based on our experience, we try that, but when it comes to the participation of the DPWH, when we submit the documents to the DPWH, we don't receive comments from the DPWH. Since, it is a</p>

	<p>navigational channel, it should be reviewed by the DPWH.</p>
	<p>Regional Director Gerald Pacanan</p> <p>I apologize if it takes too long for the comment, because we really have a lot of work load, and we are underman, and now we are in the period of procuring all our GAA for 2024. But if we will be able to set up this proposal of RD Joe, we will see to it and I can assure you that we will have a timeline, and we will provide a personnel who will focused on this. And I think that the proposal of RD Joe is much better.</p>
<p>Governor Humerlito A. Dolor</p> <p>So what we are going to do RD Joe and RD Gerald, the DPWH will propose?</p>	<p>Regional Director Gerald Pacanan</p> <p>No Gov. Actually this process was lodged to RD Joe of EMB. It came to my attention that if we adopt the same system, I can assure RD Joe and the body that we will focus on this within the prescribed period.</p> <p>And that is what I am proposing Gov., to adopt the proposal of RD Joe and I think that is the better way of doing things.</p>
<p>Governor Humerlito A. Dolor</p> <p>RD Joe?</p>	<p>Regional Director Joe Amil M. Salino</p> <p>Yes Gov. Okay, actually that is one of our suggestion, and that is came from the Occidental Mindoro case. On our side Gov., during the conduct of Environmental Impact Assessment, we really have the timeline for the submission of comments. On the review committee, we have different bureaus, BMB, FMB, and other private experts to comment on the study about the project. Based on our experience, if the process of documents took too long, EMB will shoulder the burden. Actually it is okay for us to proceed on Environmental Impact Assessment together with the DPWH, but we need an assurance that DPWH will provide us a comment.</p>
<p>Regional Director Gerald Pacanan</p> <p>Gov., may I have a comment on this?</p>	<p>Governor Humerlito A. Dolor</p> <p>Okay.</p>
	<p>Regional Director Gerald Pacanan</p> <p>First and foremost, we are committed to help and actively participate to our IAC. Im torn between two obligations Gov., and we all know that this is not really part of our mandate and we have so much workloads, so I am appealing to RD Joe to give us little leeway to extend our time, and I can</p>

	<p>assure you if we are given an enough time we will really make our best to comply.</p>
<p>Regional Director Joe Amil M. Salino</p> <p>RD, how long would be the extension you prefer? Because usually on the EIA process, we provided a maximum of one week to comment on the report.</p>	<p>Regional Director Gerald Pacanan</p> <p>This is more on technical, it requires field inspection, and I think one week is not realistic. Maybe we can ask the proponent, through Governor to give us an ample time. To be honest with you, it will be better for us if we are given a maximum of three weeks. But we will make it sure that if we can do it within one week or two weeks, we will expedite it. But I can't assure that within one week, we can submit because we really need to go to the site and send people, and we don't have enough manpower for this, because this is really not part of our work.</p>
<p>Regional Director Joe Amil M. Salino</p> <p>RD on that three weeks, I think it will be better if you will be the one to evaluate. Three weeks is long enough and we all know that if the process of documents took one week, we received comments from the proponents.</p>	<p>Regional Director Gerald Pacanan</p> <p>That's why I said earlier, through the help of Gov., to explain it.</p> <p>If we will be the one working on this, we will not abide on the process.</p> <p>I am asking for three weeks, because that is the realistic, rather than saying that we can do it within one week. But my assurance is from that three weeks, it can be reduced, maybe in two weeks we can provide the comments.</p>
<p>Governor Humerlito A. Dolor</p> <p>Sir question? RD Gerald, you said that you are lack of manpower.</p>	<p>Regional Director Gerald Pacanan</p> <p>Yes sir.</p>
<p>Governor Humerlito A. Dolor</p> <p>How we can help? Can we hire people for this, to conduct the review? RD Gacad is raising hand? Yes RD.</p>	<p>Regional Director Felizardo A. Gacad, Jr.</p> <p>Thank you Gov.</p> <p>I just have a mere suggestion that to facilitate this also, why not just require the proponent to do this and make it part of the plan that they will submit, so manpower will not be a problem. Perhaps, the Provincial Government will also provide a personnel to join in the determination of waterway clearing plans to expedite it. Because on our understanding, once the dredging master plan is approve and we had an agreement earlier, it will be the committee that will declare the river dredging zone. To expedite it, I mean I have no problem on this, anyway RD Gerald said that it is almost 90%, then perhaps we will just include in the navigational plans, the area that we declare as a river dredging zone, so that we can declare it already and then while waiting for the final approval of whatever documents we will be submitted, at least we are under the process</p>

	<p>already, and that will facilitate the process, instead of calling another meeting to do that, in fact we can do it today if it is okay, but then again it depends on the agreement whether we will be allowed to tell the proponent to do that. And that's my suggestion Gov.</p>
<p>Atty. Earl Ligorio R. Turano II</p> <p>Gov. Good afternoon.</p> <p>The submitted draft master dredging plan in the office for the river system, they include already a draft dredging plan for the waterways. It just differ on the signatories. On the draft dredging plan for the river system, the signatories are from P.E [Provincial Engineer] then to you [Gov.], then to D.E [District Engineer], then to RD and forwarded to Central Office. When it comes to Navigational Waterways, the signatories indicated are the members of the IAC. The proponent submit the plans but there is no definite parameter indicated.</p>	
<p>Governor Humerlito A. Dolor</p> <p>What we need to determine today is to identify the distance from the center of the river delta. Is it 500 meters, 1 kilometer? We need to determine it today, at the same time who will be the final signatories?</p> <p>So who will determine the width of the waterways? They have their proposal, but we cannot allow them to do that.</p>	<p>Regional Executive Director Felix S. Mirasol, Jr., CESO IV</p> <p>Based on our discussion Gov., I think it will be asked who will evaluate the proposal of the proponent because as we know it is the proponent who will be using the waterways, and we are supposed to be the one to know if it is on their needs. So, if we have the proposal already, all we have to do is to subject that to technical review. The DENR will be the one who using it, so they will be the one who knows the extent of the waterways.</p>
<p>Governor Humerlito A. Dolor</p> <p>That means RED, after we received the submitted navigational channel or waterways, what will be the next Office we are going to transmit?</p>	<p>Regional Executive Director Felix S. Mirasol, Jr., CESO IV</p> <p>I think Gov., to the Secretariat Gov., we will have something to do with technical review. Once the technical review is done, submit it to the IAC and we will approve.</p>
	<p>Regional Director Joe Amil M. Salino</p> <p>Gov., I just want to adapt the case in Occidental Mindoro.</p> <p>Delta is for Navigational Channel, it shall be determine by the bathymetric study to know the allowable width for extraction.</p> <p>What happened in Occidental Mindoro is that, after the submission of the enhancement plan of the proponent, it shall be evaluated by the DPWH and to be signed by the IAC. So, I would suggest to adapt the same.</p>

<p>Governor Humerlito A. Dolor</p> <p>I will repeat sir to clarify. You told that the practiced in Occidental Mindoro is that, the proponent will propose based on the bathymetric study, then after that it will be submitted to the Secretariat, and will be forwarded to DPWH for review and once it is approved to DPWH, they will submit to us the recommendation for the approval of the IAC, correct?</p>	<p>Regional Director Joe Amil M. Salino</p> <p>Yes, Gov.</p>
<p>Governor Humerlito A. Dolor</p> <p>RD Gerald what is your comment?</p>	<p>Regional Director Gerald Pacanan</p> <p>My comment Gov., to be honest with you, we are not part of the River Delta, we don't have mandate, and that is the reality. What happen to Occidental, as part of IAC we conducted a review. But to face straight, we don't have mandate to the river delta. Maybe the Provincial Government on its own can act on that. But whatever we agreed today Gov., I will be amenable with it.</p>
<p>Governor Humerlito A. Dolor</p> <p>Can we have a joint technical review? After submission of the proponent, DPWH will provide a personnel, same as the DENR and the Provincial Government, so the three of us will conduct a review before we recommend it to the IAC.</p>	<p>Regional Director Gerald Pacanan</p> <p>It is okay for me, Gov.</p>
<p>Governor Humerlito A. Dolor</p> <p>RD Joe, is the representative from the DENR will come the EMB?</p>	<p>Regional Director Joe Amil M. Salino</p> <p>Yes, Gov.</p>
<p>Governor Humerlito A. Dolor</p> <p>Okay, can we agree that from each of us as a member of IAC will designate a specific person for this?</p>	<p>Regional Executive Director Felix S. Mirasol, Jr., CESO IV</p> <p>Gov., my suggestion is we can give you our personnel to form part of the technical review committee. Is it possible Gov. that the Chairperson of this is the Provincial Government and our designated personnel will serve as a member of the technical working committee. We will endorse it to you, and then offer it to the IAC for approval.</p>
	<p>Governor Humerlito A. Dolor</p> <p>That will be okay sir. The Chairperson of the TWG will come from us, our Provincial Engineering Office. Then representative from DENR, representative from MGB, and representative from EMB. After their review, they will submit it to the IAC, and we will approve.</p>
<p>Regional Director Felizardo A. Gacad, Jr.</p> <p>Mr. Chairman, I so moved Mr. Chairman, that we request the IAC member Offices to assign a personnel to assist in the technical evaluation of the plans that be submitted for the navigational waterways clearing plans in coordination with the technical secretariat and the technical personnel</p>	

that can be provided by the Provincial Government. So I moved Mr. Chairman.	
Governor Humerlito A. Dolor Any second?	Regional Executive Director Felix S. Mirasol, Jr., CESO IV I think I, Mr. Chair.
Governor Humerlito A. Dolor Before the finalization, can I just amend a little the title? Can we say a resolution creating the technical working group for technical review whose member will come from the member of the IAC.	Regional Director Felizardo A. Gacad, Jr. I submit Mr. Chairman to the amendment, thank you.
Governor Humerlito A. Dolor Thank you so much. Any objection? Okay none.	
Regional Director Gerald Pacanan Mr. Chair, can we specify the River Delta Navigational Channel?	Governor Humerlito A. Dolor Yes, sir.
Governor Humerlito A. Dolor Is it okay with you RD Gacad?	Regional Director Felizardo A. Gacad, Jr. Yes, sir.
Governor Humerlito A. Dolor Okay so we are done with this. So there is no specific metes and bounds, it depends on their study.	
Governor Humerlito A. Dolor Last, another item on our agenda is the request of the Vibranium Development for the processing of the DENR-EMB of the ECC application of the SMC Shipping and Vibranium. What does it mean Atty. Earl?	Atty. Earl Ligorio R. Turano II Governor, we have a copy of Memorandum from the DENR. A memorandum dated September 6, 2021. It provides here that there should be only one dredging plan per river. This concerns Bongabong river because they are two proponents, so they can't proceed. As provided on the Memorandum, there must be one Master Dredging Plan per river channel to be issued and approved by the DPWH. And we have two proponents for Bongabong River.
Governor Humerlito A. Dolor So, it should be only one?	Atty. Earl Ligorio R. Turano II Yes, it should be only one Master Dredging Plan.
Governor Humerlito A. Dolor So, the best thing to do with that is to combine that two, or they may provide a Joint Venture	Atty. Earl Ligorio R. Turano II And that is also my proposal to them.
Governor Humerlito A. Dolor What is your comment RD Gerald and RED?	Regional Executive Director Felix S. Mirasol, Jr., CESO IV

	<p>Gov., If I heard it right, there in one river we have two proponent, and if I heard it right there should be one master dredging plan in one river. Now the challenge here is who will be placed at the back and that will be an issue against the proponent. Now, if that is an issue, it is the IAC to resolve the issue. Before we can do that, I think we need to consult them also before we come up on the solution. And I agree Mr. Chair, that there must be one dredging master plan in one river.</p>
	<p>Governor Humerlito A. Dolor</p> <p>Okay, I will talk to them first.</p>
<p>Governor Humerlito A. Dolor</p> <p>Okay, let's proceed with number four agenda. Atty. Earl?</p>	<p>Atty. Earl Ligorio R. Turano II</p> <p>Yes Governor. We have a particular query from one of the proponent. With respect to the issuance of OTP, which agency will be the one to issue? Is it going to be the MGB or the Province? Because in the Local Government, we issue OTP for our CSAG. Now in this case, this is not a CSAG, this is a large scale dredging operation. So, who will issue the Ore Transport Permit? And the more important question is, who will collect the payment for the Ore Transport Permit? Is it going to be us, or is it going to be the DENR?</p>
	<p>Regional Director Felizardo A. Gacad, Jr.</p> <p>The process for that is, once everything is already completed, the proponent will apply for the accreditation with my office, Mines and Geosciences Bureau. Once they are accredited, we can issue the Ore Transport Permit, that will be the MGB that will be so that. With the fees, it is One Thousand Pesos only per OTP.</p>
<p>Governor Humerlito A. Dolor</p> <p>Our issue Atty. Earl is the verification fee and inspection fee. As I clear with Provincial Treasurer, we don't collect for OTP, we collect for inspection fee and for verification fee.</p>	<p>Atty. Earl Ligorio R. Turano II</p> <p>Thank you very much Gov., and RD for that clarification.</p>
<p>Governor Humerlito A. Dolor</p> <p>Another query is this. I think this question belongs to RD Gerald. What if the bridge is near the Delta? Is there a way to be exempt from the required safety distance from the bridge north and south?</p>	<p>Regional Director Gerald Pacanan</p> <p>Sir, how near? Because the essence of having that distance is to protect our structure, to protect the bridge.</p> <p>What is the exact length or distance sir?</p>
<p>Governor Humerlito A. Dolor</p> <p>In Naujan, I think it is about 900 meters from the river delta. In San Teodoro, Subaang river it is quite near, but the bridge is small. And I suggest to demolished the bridge and build a new one.</p>	<p>Regional Director Gerald Pacanan</p> <p>Yes, it could be. Build a new and bigger one.</p>

Governor Humerlito A. Dolor Is it possible sir, that the proponent will provide an undertaking that once the structural integrity was affected and damaged, they are willing to change the bridge.	Regional Director Gerald Pacanan Yes, it is possible. Because the essence of our protection or that particular rule is to protect the structure. If we will do that, then we will also protecting the structure by that assurance from the proponent.
Governor Humerlito A. Dolor If there is a structural damage, they will change it on their cost, not on our cost, not on the cost of the government.	
Regional Director Gerald Pacanan Is that bridge a national bridge Gov.?	Governor Humerlito A. Dolor In Naujan, it is a mini bridge suited for a tricycle only. In Pola, it is established by DPWH, but it is a local bridge. The only national is the bridge in San Teodoro.
Regional Director Gerald Pacanan I am asking if that is a national bridge, because of the implication, if that is consider as national bridge, many will be affected, so we need to check the implications. If that is local, especially if we an alternative route, maybe we can do that, to have an affidavit of undertaking.	Governor Humerlito A. Dolor Okay, sir.
Atty. Earl Ligorio R. Turano II Gov. I have another inquiry. This is for the DENR. Sir, is there a specific distance from the protected area and ramsar to be exempt from the requirement to pass through the OSEC. Because based on DAO No. 2023-01, if it is near to the protected area and ramsar, it needs a clearance from the OSEC for the application for the ECC. Is there a specific distance? Say for example, Mag-Asawang Tubig in Naujan. There is no waterway that connect Naujan Lake to Mag-Asawang tubig river system. Is there a definite distance to be exempt from this requirement?	Regional Executive Director Felix S. Mirasol, Jr., CESO IV Okay, atty. In DAO, it says that it should seek clearance from the Secretary if the project is proximate to the protected area. In that DAO also, it means, it defines the word proximity to the protected area. When there is a protected area in the province, then that project is considered as proximate to the protected area.
Governor Humerlito A. Dolor Now it answers the question. That is also my question before. That means, when there is a protected area in the province?	Regional Executive Director Felix S. Mirasol, Jr., CESO IV Yes, Gov.
Governor Humerlito A. Dolor Sir, what about the Bongabong or Bansud? It is 100 km from the protected area, is it still required to seek a clearance?	Regional Executive Director Felix S. Mirasol, Jr., CESO IV Based on DAO, if it is within the Province Gov., it is a proximate, and we have RD Joe and that is part of the process of securing ECC.

<p>Governor Humerlito A. Dolor</p> <p>Same with Baco, Bucayao River, Bongabong, Roxas, Mansalay, and Bulalacao, I think it takes 100 km or more than.</p>	<p>Regional Executive Director Felix S. Mirasol, Jr., CESO IV</p> <p>I agree with you Gov., that's why there are few who send letters to Secretary, but until now they have not changed the Department Administrative Order yet.</p>
<p>Governor Humerlito A. Dolor</p> <p>Okay, Atty. Earl, prepare a reiteration letter specifying the river subject for the exemption and not the whole province. Specify the part outside the Naujan Lake and justify the distance from the protected area. Indicate also that they don't have direct tributary from the protected area.</p>	<p>Atty. Earl Ligorio R. Turano II</p> <p>Okay, Gov.</p>
<p>Governor Humerlito A. Dolor</p> <p>Other questions? Other agenda Atty. Earl?</p>	<p>Atty. Earl Ligorio R. Turano II</p> <p>That is the last on our agenda Governor.</p>
<p>Governor Humerlito A. Dolor</p> <p>Okay, last questions for our members. Sirs, whatever aggregates, sand, or gravel from us, stays in the Philippines. No single inch of sand, shall [be] transport[ed] outside of the Philippines. Our sand belongs to the Filipinos. I hope everybody agrees on that.</p>	<p>Regional Executive Director Felix S. Mirasol, Jr., CESO IV</p> <p>Mr. Chair, what are we gonna do after the approval of the ECC, based on our administrative order, we are also required to enter into a Memorandum of Agreement (MOA) with the proponent. In that Memorandum of Agreement we will already include as part of the Terms and Conditions, that there will be no transport outside the country.</p>
	<p>Governor Humerlito A. Dolor</p> <p>Thank you, sir.</p>
<p>Governor Humerlito A. Dolor</p> <p>Sir, one more question. After the MOA between the DENR and proponent, is there another MOA required between the Provincial Government and the proponent? Or will proceed the issuance of NTP [Notice to Proceed]?</p>	<p>Regional Executive Director Felix S. Mirasol, Jr., CESO IV</p> <p>Based on my experienced with the other provinces, there's no need, Gov. What they have submitted in our Office is the Notice to Proceed.</p>
<p>Governor Humerlito A. Dolor</p> <p>So, after [the] MOA with you, I will issue NTP?</p>	<p>Regional Executive Director Felix S. Mirasol, Jr., CESO IV</p> <p>That's right, Gov.</p>
<p>Governor Humerlito A. Dolor</p> <p>Another question sir. There is no need for an authority to issue NTP [Notice to Proceed]?</p>	<p>Regional Director Felizardo A. Gacad, Jr.</p> <p>I think, there is no need Gov. If it will protect the other Governor, I think the IAC can provide you the authority through a resolution. Then if it is being appropriate for this particular meeting, then I so moved that the authority is being granted to you Governor.</p>

Governor Humerlito A. Dolor Any second to that?	Regional Executive Director Felix S. Mirasol, Jr., CESO IV I second.
Governor Humerlito A. Dolor Any objection?	
Governor Humerlito A. Dolor Thank you very much.	
Atty. Earl Ligorio R. Turano II Gov., on the checklist of EIS/EERMT scoping and screening form, generic for EIS compliance and ECC, it is included on the requirements the contract agreement of the government/LGU as one of the requirements for that particular checklist. Does it means that we may not require that, once the proponent apply for EIS?	Regional Director Joe Amil M. Salino Sir, mere endorsement from the provincial government is sufficient.
Atty. Earl Ligorio R. Turano II For MGB, part of the checklist for accreditation is proof of legal source or supply, as supported by any of the following documents; supply contract/agreement, between permit contractor, or accredited dealer. That supply agreement will not originate from us, [the] provincial government?	Regional Director Felizardo A. Gacad, Jr. Yes sir. The MOA will be the legal documents to say that extracted materials will be undertaken by the proponent, which we will issue the OTP through accreditation process. And the requirements for that Mr. Chairman is the payment of the extraction fees to the Provincial Government. That will be basis also for the issuance of OTP, is the proof of payment for the extraction fees to the Provincial Government.
Atty. Earl Ligorio R. Turano II To clarify RD, the MOA is between DENR and the proponent?	Regional Director Felizardo A. Gacad, Jr. Yes, as RED told earlier.
	Atty. Earl Ligorio R. Turano II Thank you very much po.
Governor Humerlito A. Dolor Any other matters?	Regional Director Felizardo A. Gacad, Jr. Meeting is to adjourn Mr. Chairman. We thank you and nice to see you virtually, and hope we see you face to face.
	Governor Humerlito A. Dolor Okay, meeting is adjourn. Thank you all.

The meeting adjourned at 2:40 PM.

The members of the IAC are given five (5) days from receipt thereof to inform the Secretariat of any discrepancy or revisions, comments, and corrections. Otherwise, the minutes shall be deemed to be in order.

Prepared by:


MARIA AIZA D. LIBUDAN

Legal Assistant, PLO

Member of the Secretariat for River Restoration and Dredging Activities

Reviewed by:


ATTY. EARL LIGORIO R. TURANO II

Provincial Legal Officer

Secretariat for River Restoration and Dredging Activities

Copy Furnished:

GOVERNOR HUMERLITO A. DOLOR, MPA, PH. D

Provincial Government of Oriental Mindoro

Chairperson of the IAC

REGIONAL EXECUTIVE DIRECTOR FELIX S. MIRASOL, JR., CESO IV

DENR MIMAROPA REGION

Member of the IAC

REGIONAL DIRECTOR GERALD A. PACANAN, CESO III

DPWH – REGION IV-B

Member of the IAC

REGIONAL DIRECTOR FELIZARDO A. GACAD, JR.

MGB – MIMAROPA Regional Office No. IV-B

Member of the IAC

REGIONAL DIRECTOR JOE AMIL M. SALINO

EMB – MIMAROPA

Member of the IAC