

EXCERPTS FROM THE MINUTES OF THE MEETING OF THE INTER-AGENCY  
COMMITTEE ON THE RESTORATION OF THE OCCIDENTAL MINDORO RIVERS  
AND ITS TRIBUTARIES

Date: 29 January 2021  
Venue: SEDA Hotel Vertis North  
Attendance: See attached attendance sheet

The meeting was formally opened through a prayer led by Mr. Glen Badon at around 10AM. The Opening Message was given by the Honorable Governor Eduardo B. Gadiano. After his message, the Honorable Governor gave the floor to the National Consultant Atty. Nick Conti. It was called to order by Atty. Conti. All concerned Agency Heads were present except DPWH Regional Director Yolanda Tangco arrived late and was not able to attend the meeting.

The meeting was presided by Atty. Xavier Alexen R. Aseron as acting IAC Secretariat.

The presented agenda, among others, were the following:

1. Presentation of the applicants;
2. Determination of the length of effectivity/ validity of the MOA;
3. Issue on offshore dredging;
4. Proponent per river;
5. Extent of Dredging Area;
6. Queries of the Provincial Legal Officer of Occidental Mindoro;
7. Other matters

The meeting started with the presentation of the applicants for the river restoration project. Atty. Tirso Augustus L. Abeleda (Atty. Gus for short) of the Provincial Legal Office gave his statement on the matter. He said that he received seventeen (17) applications and due to the non-publication of DAO No. 2020 - 12 there will be a delay in the approval of the applicants.

The meeting then proceeded with Atty. Conti answering the queries of the different members of the IAC. Atty. Conti also clarified the different matters of the agenda.

On the matter of the length of effectivity/validity of the MOA, the IAC members raised a concern that DAO No. 2020-12 did not indicate the length of effectivity of the MOA. Atty. Conti said that the effectivity of the MOA will depend on the volume of the materials to be gathered and it will also be based on the type of river that will be restored.

On the issue on offshore dredging, Atty. Conti said that there should be another DAO for offshore dredging. But DAO No. 2020-12 allows the offshore dredging only for purposes of clearing the navigation channel. He also said, any material can be gathered as long as it is within the River Delta.

Atty. Conti said that there should only be one proponent per river.

On the extent of the dredging area, Atty. Conti said that it is usually one kilometer (1 km) from the coastline or one kilometer (1 km) from the Bridge up to the Delta and the rest is quarry zone.

The meeting then proceeded to the queries of the Provincial Legal Office of Occidental Mindoro headed by Atty. Gus, he asked questions regarding the proponents and the applications process which were answered by Atty. Conti and no objections were raised. The members discussed whether a Filipino-owned proponent may have foreign equity and the discussion was not conclusive. The members also agreed that single proprietors may apply, because it is also allowed in DAO No. 2020-12. The members also agreed that the use of credit line by proponents is not allowed as DAO no. 2020-12 requires a subscribed and paid-up capital of at least Two Hundred Fifty Million Pesos (Php 250,000,000.00). The members agreed that a foreign corporation may lend their technical support and knowledge to the Filipino-owned proponent by providing a letter of support. Filipino-owned proponents are not required to show their track record but instead, evaluate the track record of the foreign corporation lending their technical support and knowledge. Lastly, no one from the members recommended the preparation and issuance of a resolution at the end of the meeting.

The meeting concluded with the Honorable Governor Eduardo B. Gadiano thanking every member of the IAC for their attendance and announced that he wants to meet with all the proponent-applicants to be determined at a later date.

Prepared by:



**Atty. Xavier Alexen R. Aseron**  
IAC Secretariat

Attested by:



**Governor Eduardo B. Gadiano**  
IAC Chairman

EXCERPTS FROM THE MINUTES OF THE MEETING OF THE INTER-AGENCY  
COMMITTEE ON ENVIRONMENTAL PROTECTION

Date: 23 April 2021

Venue: Santiago Restaurant, Katipunan Avenue, Quezon City

Attendance: See attached sheet

The meeting was formally opened through a prayer led by Engr. Silvino Lambino Jr. at exactly 5PM. The Opening Message was given by the Honorable Governor Eduardo B. Gadiano. It was called to order by Atty. Conti. All concerned Agency Heads were present except Engr. Yolanda L. Tangco of the DPWH, who sent her representatives Ms. Nicole Yuri Dorado, hence the presence of the quorum.

The meeting was presided by Atty. Joss Allen M. Pilapil as acting IAC Secretariat.

The Honorable Governor could not thank them enough for considering the invitation. The presented agenda, among others, were the following:

1. To discuss the recent issues and concerns relative to the restoration of various rivers in the province of Occidental Mindoro


The meeting started with the adoption of the minutes of the 9 December 2020 of the Inter-Agency Committee (IAC) on Environmental Protection. DPWH RD Tangco motioned for its adoption, which was duly seconded by DENR RD Ma. Lourdes G. Ferrer.

Thereafter, the IAC approved its current agenda and started the discussion based from where they ended in the previous meeting.


The discussion during the meeting revolved around the Financial and Technical requirements needed for the Proponents of the subject project. After consultation with the different members of the IAC, it decided that the documents pertaining to the abovementioned requirements should be sent to all members of the IAC from the provincial government of Occidental Mindoro

After said meeting, the IAC agreed that the next step would be the submission of documents to the different members of the IAC.

Prepared by:

  
Atty. Joss Allen R. Ascron  
IAC Secretariat

Signed by:

  
Hon. Eduardo B. Gadiano  
Occidental Mindoro Governor



EXCERPTS FROM THE MINUTES OF THE MEETING OF THE INTER-AGENCY  
COMMITTEE ON ENVIRONMENTAL PROTECTION

Date: 15 July 2021

Venue: Aruga Apartments by Rockwell, Makati City

Attendance: See attached sheet

The Opening Message was given by the Honorable Governor Eduardo B. Gadiano. It was called to order by the Honorable Governor as well. All concerned Agency Heads were present except, hence the presence of the quorum.

The meeting was presided by Atty. Joss Allen M. Pilapil as acting IAC Secretariat.

The Honorable Governor could not thank them enough for considering the invitation. The presented agenda, among others, were the following:

1. To discuss the evaluation made by the Department of Public Works and Highways
2. To discuss the Motions for Reconsideration of losing proponents

The meeting started with the adoption of the minutes of the previous meeting of the Inter-Agency Committee (IAC) on Environmental Protection.

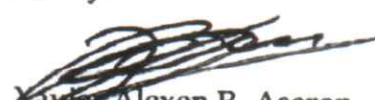
Thereafter, the IAC approved its current agenda and started the discussion based from where they ended in the previous meeting.

The discussion during the meeting revolved around the aforementioned evaluation and the motions filed by the losing proponents. After consultation with the different members of the IAC, it decided that:

1. Approve all proponents that have qualified for both financial and technical standards
2. Extend the submission of requirements until end of July for disqualified proponents
3. Give an exception to Bluemax due to a dredging plan and clearance issued for its benefit even before the creation of the DENR Department Administrative Order No. 2020-12, subject to submission of other requirements as the IAC deems proper

After said meeting, the IAC agreed to issue resolutions affirming and implementing the aforementioned decisions.

Prepared by:

  
Atty. ~~Xavier~~ Alexen R. Aseron  
IAC Secretariat

Signed by:

  
Hon. Eduardo B. Gadiano  
Occidental Mindoro Governor

EXCERPTS FROM THE MINUTES OF THE MEETING OF THE INTER-AGENCY COMMITTEE ON ENVIRONMENTAL PROTECTION

Date: 29 September 2021  
Venue: Bayleaf Hotel, Cavite

Attendance: See attached sheet

The Opening Message was given by the Honorable Governor Eduardo B. Gadiano. It was called to order by the Honorable Governor as well. All concerned Agency Heads or their authorized representatives were present, hence the presence of the quorum.

The meeting was presided by Atty. Xavier Alexen R. Aseron as acting IAC Secretariat.

The Honorable Governor could not thank them enough for considering the invitation. The presented agenda, among others, were the following:

1. Issues on Prior Resolutions;
  - a. Resolution No. 8 S. 2021 (13 July 2021 Extension);
  - b. Resolution No. 9 S. 2021 (Exemption of Bluemaxx);
2. Update on Proponents Who Have Passed;
3. Proposed Resolution for Second Batch of RDCs; and
4. DPWH Department Order No. 139 S. 2014.

The meeting started with the adoption of the minutes of the previous meeting of the Inter-Agency Committee (IAC) on Environmental Protection.

The IAC agreed on the following matters:

1. Issuance of Resolution No. 10 S. 2021 on the availability for the dredging of four (4) additional heavily-silted rivers in Occidental Mindoro.

RIVER	LOCATION	RIVER CLASSIFICATION
Mananao River	Barangay Mananao, Paluan	Small River
Balagnan River	Barangay Sta. Maria, Abra de Ilog	Small River
Udalo River	Barangay Udalo, Abra de Ilog	Medium River
Malugao River	Barangay Harrison, Paluan	Small River

2. Issuance of a Notice to the Public in relation to Resolution No.10 S. 2021 sending of Letters of Intent for fifteen (15) calendar days by proponents for dredging activities by Governor Eduardo B. Gadiano of Occidental Mindoro

Prepared by:

  
Atty. Xavier Alexen R. Aseron  
IAC Secretariat

Signed by:

  
Hon. Eduardo B. Gadiano  
Occidental Mindoro Governor

**MINUTES OF THE 29 DECEMBER 2021 MEETING OF THE INTER-AGENCY COMMITTEE (IAC) ON THE RESTORATION OF THE OCCIDENTAL MINDORO RIVERS AND ITS TRIBUTARIES**

Conducted via Zoom

On 29 December 2021 at 2:00 P.M.

**PRESENT:**

DPWH - Atty. James Corwin S. Custodio

DPWH - RD Engr. Melquiades H. Sto. Domingo

DPWH- Atty. Friedrich Karl L. Camero

DENR - RD Ma. Lourdes G. Ferrer

DENR MIMAROPA - Monica Gibe

EMB - RD Joe Amil M. Salino

MGB - RD Engr. Glenn Marcelo C. Noble

Occidental Mindoro Legal Officer - Atty. Tirso Augustus Abeleda II

**ALSO PRESENT:**

Consultant, Office of the Governor of Occidental Mindoro - Regina Unson

IAC Secretariat - Atty. Xavier Alexen R. Aseron

Due to the absence of the Hon. Governor Eduardo B. Gadiano, DENR Regional Director Ma. Lourdes G. Ferrer (RD Ferrer) called the meeting to order and to preside over the same. Atty. Xavier Aseron (Atty. Aseron), the IAC Secretariat, recorded the minutes of the meeting.

The meeting started with the adoption of the minutes of the 29 September 2021 of the Inter-Agency Committee on the restoration of the Occidental Mindoro Rivers and its Tributaries (IAC Committee). Regional Director Ma. Lourdes G. Ferrer motioned for its adoption, which was duly seconded by Occidental Mindoro Legal Officer, Atty. Tirso Augustus Abeleda II (Atty. Abeleda).



Upon motion duly made and seconded, the IAC members who were present unanimously approved the following resolution:

**"RESOLVED**, as it is hereby **RESOLVED**, that the IAC members present unanimously voted that the Previous Minutes of the IAC Meeting held on 29 September 2021 has been duly approved."

The presented agenda, among others, were the following:

1. Update on Resolutions No. 8 and 9 series of 2021;
2. Proponents who passed ending July 30, 2021;
3. Proposed Resolutions 10 and 11 series of 2021;
4. Status and updates on the Dredging Clearance and ECC requirements for Melekon Contractors Inc. and Pacific Concrete Products, Inc.;
5. Other issues and concerns.

The presented agenda was unanimously approved by the IAC members present and no objections were raised.

RD Ferrer proceeded to initiate discussions regarding Resolutions No. 8 and 9 series of 2021. RD Ferrer asked Atty. James Corwin S. Custodio (Atty. Custodio) to share issues raised by the Department of Public Works and Highways (DPWH) on the river restoration through dredging to be held on the Mindoro Occidental Rivers. Mines and Geosciences Bureau, Regional Director Engr. Glenn Marcel C. Noble (RD Noble) interjected that the process should start from zero for the current applicants who have not yet been approved. He also suggested that the committee start to republish said resolutions 8 and 9 series of 2021 and stated that the committee is not constrained to follow R.A. No. 9184 since the committee is a policy-making body. RD Ferrer asked the committee if everyone agrees with the suggestion of RD Noble to start anew and republish resolutions 8 and 9 series of 2021, Atty. Custodio agreed, Atty. Abeleda stated that; whatever will be the collective decision of the IAC will also be the decision of the Hon. Gov. Eduardo B. Gadiano (Gov. Gadiano). RD Ferrer in relation to RD Noble's suggestions stated that there should be an amendment and re-publication of

resolution's number 8 and 9 series of 2021. RD Noble also suggested that there should be a pre-bid conference for the screening of applicants.

RD Ferrer then proceeded to initiate discussions on the three issues raised by the DPWH. Atty. Custodio mentioned that issue number one would be moot and academic since there will be a republication of the resolutions. Discussions then proceeded to issue number two raised by the DPWH. To briefly state issue number two: can the companies in a joint-venture rely on one financial document for both companies to be passed in its application? RD Noble asked if a joint venture who reached the one billion capitalization requirement can apply for more than one river or are they limited to just one river per one billion capitalization? RD Noble suggested to make a clarificatory resolution on the above-mentioned matter. After discussing issues regarding several proponents, it has been decided by the committee as proposed by RD Noble and then agreed by RD Ferrer and RD Engr. Melquiades H. Sto. Domingo (RD Mel) that the policy of one river per one entity should be followed. RD Ferrer then interjected that companies should just compose of one joint venture, the one providing the technical and financial capability must only come from one company.

Discussions then proceeded to issue number three raised by the DPWH. Issue number three is regarding the technical capabilities passed by the proponents. It was suggested by RD Noble that for technical qualifications, the policy of one river per entity should also be adopted. RD Ferrer seconded by Atty. Abeleda agreed to the proposition.

Discussions then proceeded to the second item in the agenda; proponents who passed ending July 30, 2021. Atty. Custodio mentioned that it is only Melekon Contractors Inc. (Melekon) and Pacific Concrete Products Inc. (Pacific Concrete) who have passed, while PERRC, Vikings and Birdsnest merely lacks ocular inspection. RD Ferrer mentioned that there is no resolution yet stating those who passed and pushed for the passing of a resolution stating the proponents who have passed. Atty. Custodio mentioned that resolution number 11 is themed on announcing the approval of Melekon and Pacific Concrete's application as they passed the financial and technical requirements. It was mentioned by Atty. Custodio that their dredging master plan and ECC should be complied with. RD Noble



interjected that in the republishing of the new resolutions, both Melekon and Pacific Concrete are excluded from the coverage of such. Atty. Custodio added that Blue Max also passed since they are exempted from the technical and qualification requirements. For Birdsnest, Vikings and PERRC, they are subject to validation after complying with the ocular inspection as stated by Atty. Custodio, to which RD Ferrer and RD Noble agreed. To sum it up, it has been agreed upon by RD Ferrer, RD Noble, Atty. Custodio and EMB - RD Joe Amil M. Salino that there should be a resolution to be drafted by the IAC Secretariat that Melekon, Pacific Concrete, Blue Max, PERRC, Vikings and Birdsnest are to be announced that they have passed the technical and financial requirements. After complying with their respective undertakings and are all exempted from the coverage of the republished resolutions 8 and 9.

Discussions then proceeded to item number 3 in the agenda. RD Ferrer initiated discussions on resolution no. 10 which covers the opening up of additional river systems. RD Ferrer mentioned the following rivers; Malanao (small), Balagnan (small), Kudalo (medium), and Malugaw (small), additionally RD Noble mentioned the Gayamat River. RD Ferrer mentioned that resolution no. 10 is for republication and asked the committee if there would be any objections. None were raised.

Resolution number 11 is then discussed. Resolution number 11 covers the approval of the application of Melekon Contractors, Inc. and Pacific Concrete Products Inc for successfully complying with the technical and financial requirements. Atty. Custodio interjected that the Provincial Government have yet to receive the Dredging Master plan of Melekon. Atty. Custodio mentioned that there is a prepared draft of resolution number 11 but not yet signed. It was mentioned that Melekon applied for five rivers but the provincial government only awarded them two rivers via a letter where the members of the committee were copy furnished. Atty. Abeleda then stated that it is the governor as the chairman of the committee who will assign or distribute rivers, to which RD Noble mentioned that this fact was already discussed in a previous meeting in Makati.

Atty. Abeleda raised two other concerns but RD Ferrer stated that the committee should not entertain any requests as of the moment.

The committee also discussed that Blue Max has to submit their master dredging plan to include the river delta as it was originally not included.

There being no other matters to discuss, RD Noble moved for the adjournment of the meeting and seconded by another member. Meeting ended at around 4:30pm, everyone greeted each other Happy New Years, zoom meeting ended.

Prepared by:



**Atty. Xavier Alexen R. Aseron**  
IAC Secretariat

Attested by:



**Eduardo B. Gadiano**  
Occidental Mindoro Governor