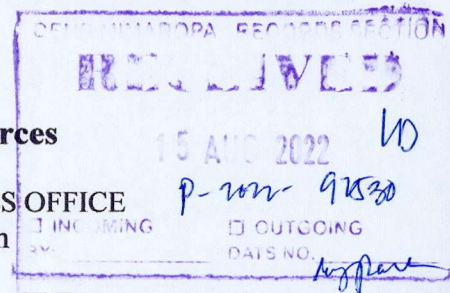




Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
PROVINCIAL ENVIRONMENT AND NATURAL RESOURCES OFFICE
Bgy. Sta. Monica, Puerto Princesa City, Palawan
Telfax No. (048) 434 - 8791
Email Add: penropalawan@denr.gov.ph



August 9, 2022

MEMORANDUM

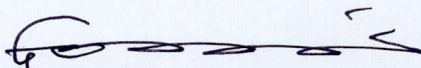
FOR : The Regional Executive Director
DENR - MIMAROPA, 1515 L&S Building
Roxas, Blvd., Ermita, Manila

FROM : The Provincial Environment and
Natural Resources Officer

SUBJECT : **REFERENCE CODE NO. PM-CAM-03-09- 2022-054 RE:
LETTER OF COMPLAINT FROM MR. GERRY CEBUANO
AGAINST CENRO EMPLOYEES FOR THEIR ALLEGED
INCOMPETENCE, IGNORANCE OF THE LAW AND
HARASSMENT**

Forwarded is the Memorandum dated July 29, 2022 from CENRO-Roxas, Palawan along with the Memorandum from LMO III Ronnie P. Lilang with attachments as his response to the show cause memorandum.

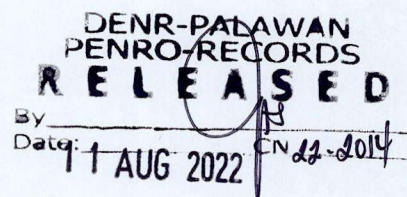
For your evaluation and consideration.


FELIZARDO B. CAYATOC

Cc:

CENRO – Roxas, Palawan

TSD/File *kkva
Doc. Ref. No. 2022-7039





Republic of the Philippines
Department of Environment and Natural Resources
Region IV- MIMAROPA
Community Environment and Natural Resources Office
Barangay III(Poblacion), Roxas, Palawan
Email address : cenroroxaspalawan@denr.gov.ph
09171606578

PENRO

July 29, 2022

MEMORANDUM

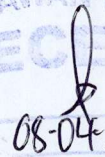
FOR : The Regional Executive Director

THRU : The Provincial Environment and
Natural Resources Officer

FROM : The Community Environment and
Natural Resources Officer

SUBJECT : **REFERENCE CODE NO. PM-CAM-03-09-2022-054
RE; LETTER OF COMPLAINT FROM MR. GERRY
CEBUANO AGAINST CENRO EMPLOYEES FOR
THEIR ALLEGED INCOMPETENCE, IGNORANCE
OF THE LAW, AND HARASSMENT.**

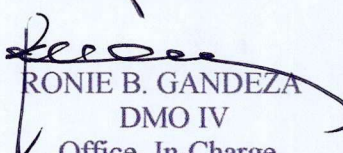
DENR PENRO
PALAWAN RECORDS
RECEIVED

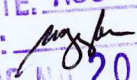
BY: 
DATE: 08-04-2022 22:7039

Respectfully forwarded herewith is the response of LMO III Ronnie P. Lilang on the above –noted subject.

For your evaluation and consideration.

FOR THE CENRO:


RONIE B. GANDEZA
DMO IV
Office- In-Charge

DENR - CENRO ROXAS
RELEASED
DATE: AUG 02 2022
BY: 
DOC. NO. 2022-08-1213



Republic of the Philippines
Department of Environment and Natural Resources
Region IV- MIMAROPA
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
Barangay III (Poblacion), Roxas, Palawan
Contact No. 09171606578 / 09175028647
Email address: cenroroxaspalawan@denr.gov.ph

28 July 2022

MEMORANDUM

FOR : The Regional Executive Director
THRU : The PENR and CENR Officers
FROM : The Undersigned
SUBJECT : **REFERENCE CODE NO. PM-CAM-03-09-2022-054 RE:
LETTER OF COMPLAINT FROM MR. GERRY CEBUANO
AGAINST CENRO EMPLOYEES FOR THEIR ALLEGED
INCOMPETENCE, IGNORANCE OF THE LAW,
AND HARASSMENT**



On the show cause memorandum the undersigned yesterday received on the subject hereof, discussed are attendant premises, to wit:

Records

Sitio Cabugan (Shell/Carig-carig) in Bgy. 1, Roxas, Palawan is an Eighteen-Hectare (18-ha.) island at Green Island Bay (Sulu Sea) at least Five (5) kilometers S69E from Roxas Town Proper. Dominantly covered by mangrove, a Two-Hectare (2-ha.) sandy strip penetrating into the middle of the island from the shore on the northwest is classified agricultural (A/D) land comprising Block XV of Project No. 14-B which was approved on 21 March 1958 as LC Map No. 2182 (Annex "A"). A little over half of the agricultural block on the NW is covered by Miscellaneous Lease Application numbered MLA 045318-1 filed by Sergio Pellina by virtue of which Plan Mli. 04-045318-1-D was approved ("Annex B"). The rest of this lone agricultural block in the island along some portion of Pellina's claim is occupied by a community of fisherfolks several if not many of whom were previously suppliers to Pellina's dried fish dealership until more buyers' setting foot in the island compelled Pellina not only to drive away tolerated occupants over the portion covered by his application but restrict entry and stay not only over the rest of the agricultural block but the entire island as evidenced by his complaint referred to in the opening paragraph of the inspection report copy of which is hereto attached as Annex "C". Several individuals are likewise holders of lease applications and many others of revocable permit applications approval of the appraisal reports of which the Land Management Bureau (LMB) has consistently denied not being suitable for settlement.

Acting on the report (Annex "C" hereof), the Office issued Notices to Vacate to individuals found occupying prohibited zones as easement and timberland hence, the occupants' resistance and the complainant's allegations subject hereof.

ENR Laws

Section 3 of Article XII of the constitution classifies lands of the public domain of which only Agricultural (A/D) Lands may be alienated, provisions of PD 705 on Special Forest Land Uses notwithstanding. Article 51 of PD 1067, the Water Code allows no one's stay over easements longer than necessary and only for certain purposes excluding settlement and or building structures that would apparently hinder others' free access for which easements are actually provided.

[Handwritten signature]



Republic of the Philippines
Department of Environment and Natural Resources

Region IV- MIMAROPA

COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE

Barangay III (Poblacion), Roxas, Palawan

Contact No. 09171606578 / 09175028647

Email address: cenroroxaspalawan@denr.gov.ph

Objections sanctioned by Section 102 of CA 141, the Public Land Act as amended are confined over public land applications (PLAs) filed under provisions of the Act, i.e., involving lands classified Agricultural (A/D) pursuant to Section 2 of the same Act.

Discussion

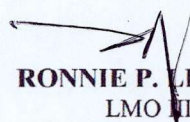
Scripture tells that man was not created for the Sabbath, it is the other way around; the spirit over the letter of the law. The intent of bills passed into law has always been for the benefit of its recipients. Laws revised and or amended including those that may had been disestablished, have at least been proven beneficial for a time until another deemed better was eventually crafted. LC Maps within the administrative jurisdiction of the Office were approved in 1931, 1950, 1954, 1958, 1960, 1966, 1981, and the last was in 1987. It follows that for the last thirty-five (35) years, the longest since, not one land classification and or reclassification into Agricultural (A/D) Lands was effected supposedly to cater the increase in population, migration, and the boom in real estate business brought about by tourism. Among other factors, this sufficiently explains the ever increasing land disputes, claims, and conflicts including the current situation at Cabugan Island which by the way, still is better than the Municipalities of Araceli and Dumaran the respective town proper of which are within forest lands.

The Charges

Having so far spent more than half of his days in the government public service, there have been moments the undersigned is haunted by guilt from having deprived family of quality time especially lately that kids just eleven (11) and seven (7) are in their growth years. The volume of work is just so exacting that barely, all he could upon arriving home is finish dinner and recline to rest! The undersigned may be exhausted but as to incompetence at work, ignorance of the law, and or harassing any, he hereby waives the right to further explain. It is enough to say that the complainant is defending individuals occupying prohibited zones pertaining to which are the assailed actions by the Office.

Prayer

While existing laws call for prosecution of violations committed, the undersigned as well hopes that factors leading to like issues especially but not limited to LC issues herein discussed, be afforded the second look it deserves for leaving the same unnoticed shall go nowhere but to more of our colleagues in the frontline, getting harassed to the contrary.


RONNIE P. LILANG
LMO II

Copy: file

Republic of the Philippines
Department of Environment and Natural Resources
Region IV- MIMAROPA

COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE

Barangay III (Poblacion), Roxas, Palawan

Contact No. 09171606578 / 09175028647

Email address: cenrroxaspalawan@denr.gov.ph

November 10, 2021

FOR : The Community Environment and
Natural Resources Officer
Roxas, Palawan

THRU : The Chief, M&S
Roxas, Palawan

FROM : The Undersigned

SUBJECT : **REPORT ON THE FINAL INSPECTION AND INVESTIGATION
OF ILLEGAL OCCUPATION WITHIN THE FOREST LAND AND
EASEMENT ZONE IN CONNECTION WITH THE VIOLATION OF
SEC. 78 OF PRESIDENTIAL DECREE NO. 705 AND ART. 51 OF
PRESIDENTIAL NO. 1067 AT ISLAND, BARANGAY I, ROXAS,
PALAWAN.**



Be informed, that on or about 10.40 in the morning October 20, 2021 the undersigned together with the Mobile Force Company of PNP personnel, conducted rough and thorough investigation and final inspection of illegal occupants situated in Sitio Cabugan Barangay I, Roxas, Palawan, in connection to the letter complaint executed by Mr. Sergio Pellina.

Further, he informed that we conducted also demarcation of easement zone in accordance to **Presidential Decree No. 1067 Article 51**. *The bank of the river and streams and the shores of seas and lakes throughout their entire length and within a zone of three (3) meters in urban areas, twenty (20) meters in agricultural areas and forty (40) meters in forest areas, along their margins, are subject to the easement of public use in the interest of recreation, navigation, floatage, fishing and salvage. No person shall be allowed to stay in this zone longer than what is necessary for recreation, navigation, floatage, fishing or salvage or to build structures of any kind.*

This particular individuals are occupying within the areas under **PROJECT NO. 14-B DATED MARCH 21, 1958 BLOCK XV ALIENABLE AND DISPOSABLE** but within 20 meter easement zone (salvage zone) and clearly they violated the **article 91 paragraph(B)(3)** in regards to **article 51 of Presidential Decree No. 1067**, are the followings.

- | | |
|------------------------|------------------------|
| 1. Christopher Aguirre | 11. Rosiano Anabo |
| 2. Nelfa Bolohabo | 12. Darryl Manciu |
| 3. Lilia Anabo | 13. Vivian Villaverde |
| 4. Romeo Bulaclac | 14. Hergie Barlas |
| 5. Nemia Bernal | 15. Reina Postrano |
| 6. Junel Bonelia | 16. Veronica Tabangay |
| 7. Remedios Pepito | 17. Ruel Besarias |
| 8. Ricardo Lares Sr. | 18. Impinita Besarias |
| 9. Remgie Barlas | 19. Emiliano O. Manciu |
| 10. Ericson Yubal | 20. Eljun Requiron |

21. Raquel Yubal
22. Marvin Biason
23. Jennifer Barlas
24. Francis Belandres
25. Elmer Requiron
26. Isagani Mancia
27. Paul Mancia
28. Handy Barlas
29. Shell Island Elementary School

30. Purok Center
31. Veronica Biason
32. Berme H. Biason
33. Joehelle Cinco
34. Fernando Belandres jr.
35. Emyrose Yubal
36. Catholic Church
37. Annie Requiron
38. Rolando Casiano

For violation of *Section 78 Unlawful Occupation or Destruction of Forest lands and Grazing lands of Presidential Decree No. 705 otherwise known as the Forestry reform code of the Philippines, as amended*, were present at this manner due to an occupation under I.C. 2182 **PROJECT NO. 14-B BLOCK-II TIMBER LAND** and violation of *Article 91 paragraph (B), (3) of Presidential decree No. 1067*, in connection to *Article 51* of the same code

Here are the following respondents who are violated the above-mentioned both existing laws and policies.

1. Gregorio Gabo
2. Reymark I. Rosero
3. Analou Lanosa
4. Rey Bernal - who has a land Survey Plan, while the land classification of this particular area falls within timber land and will not be to subject for alienation and disposition.
5. Wilson Descano, Jr.
6. Wilfredo Mahinay
7. Wilfredo Morados
8. Romel D. Bolohabo Jr.
9. Ma. Dolores Andrade
10. Erlinda Condado
11. Renelyn Padina
12. Riel Buen
13. Margie Salaver
14. Rachel Penuela

15. Ruel Buen
16. Rogelio Buen
17. Riel Buen
18. Jack Edades
19. Rey Dela Cruz Pepito
20. Jean Bonilla
21. Jessie Bolohabo
22. Nelson Domapuna
23. Johnny Alpasan
24. Seventh Day Church
25. Reynald Requiron
26. Flordeliza Bulucine
27. Rodnie R. Yubal
28. Rosalinda Yubal
29. Eriberto Cuenca
30. Emyrose Yubal
31. Garlyn B. Millones

32. Lynlie F. Franco
33. Rhonna Ignacio
34. Dennis Pepito

Furthermore, the master list from paragraph 3 and paragraph 4 was physically inventoried by the undersigned, and those names indicated were cautiously interviewed and had conducted dialogue, IEC in regards to the existing environmental laws and policies with the assistance from the concerned local officials.

As we observed, the *Shell Island* commonly known as *Cabugan Island/Carig carig* is containing of an area of 16 hectares all in all, two (2) hectares classified alienable or disposable land and 14 hectares classified timber land which belong to a Beach type and Mangrove forest where the largest portion is vegetated with Mangroves trees, but a large portion is not of old growth

trees due to previous years intermittent mangrove destruction attributed to illegal occupation in the island.

The above mentioned 2 hectares classified alienable or disposable areas upon our data gathering, 1.2 hectares belongs to Mr. Pellina and he has an approved survey plan by this office based on documents he presented during our ground investigation.

This particular island needs a massive pro-active protection in accordance to Section 10 of **DENR ADMINISTRATIVE ORDER NO. 15-90**, *Regulation Governing the Utilization, Development and Management of Mangrove Resources*.


Additional information which inspire and reinforce the implementation of the laws prosecuting occupation within Mangrove areas in Palawan is the **PROCLAMATION NO. 2152** *Declaring the entire Province of Palawan and certain parcels of the public domain and/or parts of the country as Mangrove swamp reserves*.

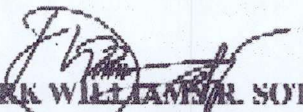
We hereby recommend to file a criminal Charge against to the names indicated above from Paragraph 3 and 4 for the violation of Presidential Decree No. 705 and Presidential Decree No. 1067.


Attached herewith the Geo-tagged pictures as your ready reference.


For your information and records.



GLENN DEXTER A. ELEAZAR
Forest Technician II

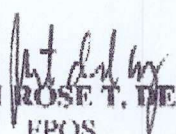

ROY T. MERCADER
Forest Technician II



MARK WILLIAM R. SOTOZA
Forest Ranger


MARK ANTHONY G. ORTEGA
Forest Ranger


EFREN B. ESPARAGOZA
FPOS


DONNE G. BARROSO
FPOS


BRYAN ROSE T. DELACRUZ
FPOS


ALVIN U. MADURO
Forest Ranger


MARC O. ANGLO M. MARQUEZ
Forest Ranger

JAMES S. TAJON
Forest Ranger

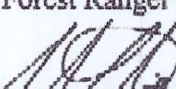

CHARLES A. RABANG
Forest Ranger

Exhibit and response to 8888 complaint.

Area presently occupied by Mrs. Margie Salaber which was the subject of Notice to Vacate. Said area is situated within the easement zone and also within Timberland Area. It is located outside of her Stewardship Area and with coordinates of 119 23 22.2", 101 8 19.7"

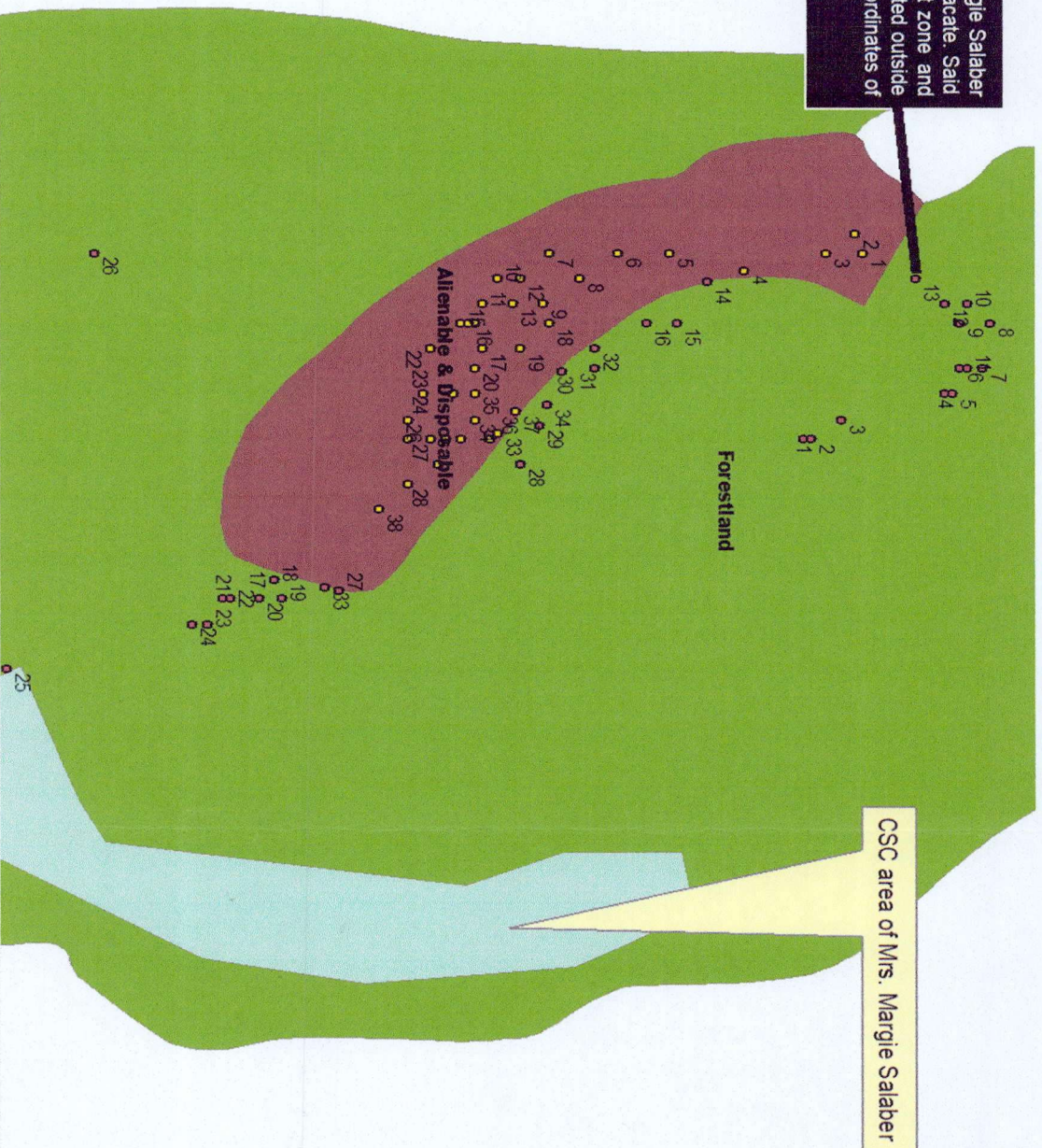


Exhibit and response to 8888 complaint

