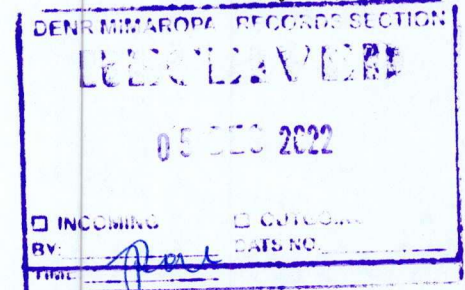




Republic of the Philippines  
Department of Environment and Natural Resources  
MIMAROPA Region  
**COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE**  
Brooke's Point, Palawan

February 16, 2022



**MRS. FLORDELIZA S. CELINO**

Barangay Maasin  
Municipality of Brooke's Point  
Province of Palawan 5305

Dear **Mrs. Celino:**

This has reference to your letter dated January 6, 2022 which was received by this Office on January 7, 2022 regarding the request for site inspection because allegedly, Mr. Belly Navarro has overlapped the boundaries of the approved permit area and the agreement between the permit holder and Mr. Virgilio Celino, owner of private land identified as Lot No. 5817 PLS – 96, has not been settled. As response, the Multi-Sectoral Team conducted a field inspection/investigation on January 20, 2022.

During the field inspection/investigation, it was observed that there is an on-going extraction of sand and gravel and the said operation was concentrated on the lower portion of the permit area. No visible or prominent markings of the boundaries of the said area were seen and some of the buffer zone was not maintained during the operation. Using Global Positioning System (GPS) – based field tracking and Geographic Information System (GIS) – generated map, it was delineated that a hectareage of 0.754 was situated beyond the approved permit area. Out of this value, 0.625 hectares is located within Lot No. 5946, PLS – 96 and 0.130 hectares is located within the river course.

Under Section 79 b. c. and d. (General Terms and Conditions of a Quarry/Commercial or Industrial Sand and Gravel/Government Gratuitous/Guano/Gemstone Gathering Permit) of the Consolidated DENR Administrative Order (CDAO) No. 2010-21, otherwise known as the Revised Implementing Rules and Regulations of Republic Act No. 7942, otherwise known as the Philippine Mining Act of 1995:

- b. The extraction, removal, and/or disposition of materials under the Permit shall be confined within the area specified therein, the boundaries of which, according to the application, are established on the ground with prominent marks;*
- c. The Permit Holder shall assume full responsibility and be liable for damages to private and/or public property(ies) that may occasioned by its operations under the Permit;*
- d. The Permit Holder shall manage its operations in a technically and environmentally responsible manner to achieve a safe, non-polluting, and self-sustaining post disturbance landform;*



Pursuant to the same CDAO, the extracted materials within the subject area are considered as illegally-sourced mineral/mineral products with reference to the legal definition of such provided under Section 116, Chapter XII of the above-cited administrative order, stating:

*Section 116. – Illegally-sourced minerals/mineral products are those which are mined, extracted, removed and/or disposed of without the authority or permit under existing mining laws, rules and regulations.*

Mr. Navarro was ordered to immediately **CEASE and DESIST** through a letter dated February 16, 2022 from further extraction of mineral resources outside the approved permit area. Any violations of the preceding actions will warrant the following penalties and liabilities under Section 103 of the same administrative order:

*Section 103. Theft of Minerals. – Any person extracting minerals and disposing of the same without a mining agreement, lease, permit, license, or steals mineral or ores or the products thereof from mines or mills or processing plants shall upon conviction, be imprisoned from six (6) months to six (6) years or pay a fine from ten thousand pesos (Php 10,000.00) to twenty thousand pesos (Php 20,000.00), or both, at the discretion of the appropriate court. In addition, he shall be liable to pay damages and compensation for the mineral removed, extracted, and disposed of.*

On the matter of the agreement between the permit holder representative and adjacent lot owner, it is advised to settle the discussion at the barangay and to furnish this Office a copy of said agreement, if settled.

The field inspection report was endorsed to the concerned agencies for their information and further action. We trust that we have addressed your concern. You are encouraged to consult our Office if you have further questions and clarifications.

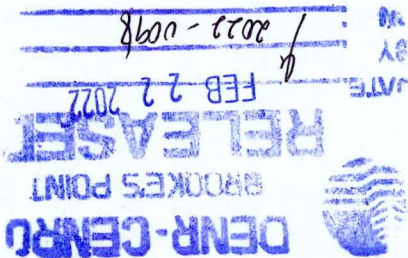
Thank you.

Truly yours,

CONRADO M. CORPUZ  
CENRO

cc: The Regional Executive Director  
Department of Environment and Natural Resources Office – MIMAROPA Region  
The Regional Director  
Mines and Geosciences Bureau – MIMAROPA Region  
The PENRO and Concurrent PMRB Chairperson  
Palawan

M. Rodriguez St. Poblacion District 1, Brooke's Point Palawan 5305  
Mobile Phone: Globe: 0945-257-1402; Smart: 0912-429-0856  
Email/Gmail: cenro\_brkspt@yahoo.com; cenrobrkspt@gmail.com







Republic of the Philippines  
Department of Environment and Natural Resources  
MIMAROPA Region  
**COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE**  
Brooke's Point, Palawan

February 16, 2022

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Barangay Maasin  
Municipality of Brooke's Point  
Province of Palawan 5305

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It is further advised for you to establish 14 concrete markers of the boundaries of the permit area and to submit geotagged photos and documentation indicating the compliance of such.

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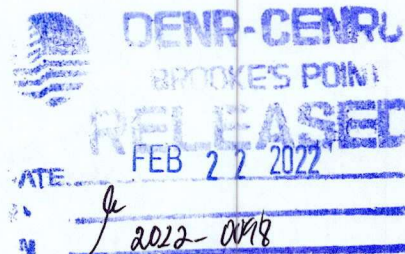
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cc: **The Regional Executive Director**  
Department of Environment and Natural Resources Office – MIMAROPA Region

✓ **The Regional Director**  
Mines and Geosciences Bureau – MIMAROPA Region

**The PENRO and Concurrent PMRB Chairperson**  
Palawan





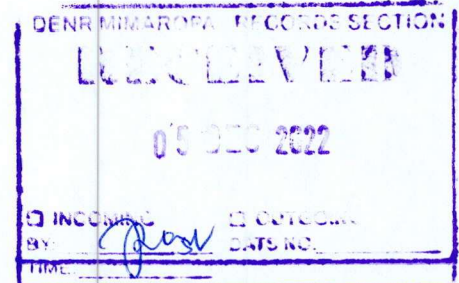


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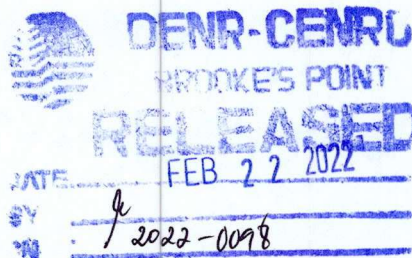
Department of Environment and Natural Resources Office – MIMAROPA Region

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February 16, 2022

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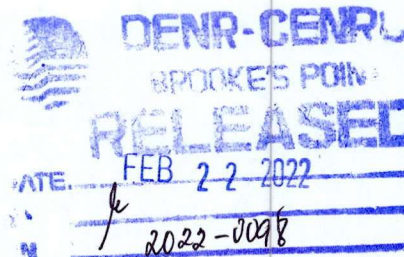
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