



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

March 28, 2022

MS. JOSEPHINE R. MAINIT
Sitio Abukayan, Barangay Panitian
Municipality of Sofronio Española
Province of Palawan 5324



Dear **Ms. Mainit**:

This has reference to your letter dated January 18, 2022 which was received by this Office on the same date regarding the alleged quarrying activities of Audemore Construction in your private lot located at Sitio Abukayan, Brgy. Panitian, Sofronio Española, Palawan. As response, technical personnel from this Office conducted a field inspection/investigation on January 19, 2022.

During the field inspection/investigation, it was observed that there is no on-going extraction and transportation of sand and gravel in the area. However, evidences of extraction and tracks of equipment were noted. Per field interview, it was estimated that the extraction and transportation activities by the said contractor commenced on January 3, 2022 and 200 truckloads of aggregates, more or less, was hauled from the site. Aggregates were said to be used for the construction of bridge and slope protection on the embankment of the river. The team verbally instructed the representative of the contractor to refrain from conducting extraction and transportation of sand and gravel until necessary permit/document is secured from concerned agency/ies.

Using Global Positioning System (GPS) – based field tracking and Geographic Information System (GIS) – generated map, it was delineated that a hectareage of 0.318 was under extraction without permit. As per this Office's records, the said area was situated within portion of Lot 14121, CAD 796-D Timberland. In view thereof, this Office is also requesting for proof of land ownership for further verification.

Pursuant to 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, 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.

Audemore Construction was ordered to immediately **CEASE and DESIST** through a letter dated March 28, 2022 from further extraction of mineral resources in any public and private areas until such time that the required permit/s are secured from the proper authority. 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.

The field inspection/investigation 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
MIMAROPA Region

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

The PENRO and Concurrent PMRB Chairperson
Provincial Environment and Natural Resources Office
Department of Environment and Natural Resources
Sta. Monica, Puerto Princesa City, Palawan



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